

**NLWJC - KAGAN**

**EMAILS RECEIVED**

**ARMS - BOX 052 - FOLDER -007**

**[06/08/1999-06/09/1999]**



**DRAFT**  
6/7/99

Automated Records Management System  
Hex-Dump Conversion

Executive Order No. \*\*\*\*\*

Fairness in Law Enforcement: Collection of Data

We all must work together to build the trust of all Americans in law enforcement. We have great confidence in our federal law enforcement officers and know that they strive to uphold the best principles of law enforcement in our democratic society.

Stopping citizens on the basis of their race is not effective law enforcement policy, and it is inconsistent with our commitment to equal protection under the law for all persons. To begin addressing the problem of racial profiling, it is essential to collect more data at all levels of law enforcement to better define the scope of the problem. Tracking the race, ethnicity, and gender of those who are stopped or searched by law enforcement will help to determine where and whether problems exist, and guide the development of appropriate solutions.

WHEREAS the principles on which our Government is based require the fair administration of law enforcement activities throughout the Federal establishment, without discrimination because of race, ethnicity, or gender; and

WHEREAS traffic stops, searches, and examinations of persons entering the jurisdiction of the United States from other countries are vital to federal law enforcement and to maintaining the integrity of our borders;

WHEREAS the systematic collection of statistics and information regarding federal law enforcement activities can increase the fairness of our law enforcement practices;

NOW, THEREFORE, by the authority vested in me as President by the Constitution and laws of the United States of America, including [specific statutes provided by WH/OMB], it is hereby ordered as follows:

Section 1. Data Collection Field Tests

a. The head of any department listed in subsection (b) shall be responsible for designing and implementing a system to collect and report statistics consistent with the provisions of this section for law enforcement activities in his or her department.

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- b. The departments covered by subsection (a) are:
- (1) the Department of Justice,
  - (2) the Department of the Treasury,
  - (3) the Department of Transportation,
  - (4) the Department of the Interior, and
  - (5) any other department so designated by the President.
- c. Within 120 days of the date of this order, each Secretary in subsection (b) (2)-(5) shall develop, in consultation with the Attorney General, a proposal for a system of data collection for his or her department and an implementation plan for a field test of that system. The proposal shall include all elements for the system field test, including the law enforcement agency components, sites, data sets, training, and other methods and procedures to be included in the field testing.
- d. The data collected shall, to the extent practicable, be sufficiently detailed to permit an analysis of actions relevant to the activities of the included law enforcement agencies by race, ethnicity, or gender. Such actions may include traffic stops, pedestrian stops, a more extensive inspection or interview than that customarily conducted with entrants to the United States, requests for consent to search, or warrantless searches.

Section 2. Implementation and Reporting

- a. Each agency subject to this order shall begin the field test of their data collection system within 60 days of finalizing the components, sites, and data elements to be included pursuant to subsection (1)(c).
- b. Report to the President on Policies and Practices. Within 90 days of the date of this executive order, each department in subsection 1(b) shall provide a report to the President on its training programs, policies, and practices regarding the use of race, ethnicity and gender in its law enforcement activities, along with recommendations for improving those programs, policies and practices.
- c. Six Month Reports.
- (1) Each agency in subsection (b) (2)-(5) shall report a summary of the statistics and information collected during the first six months of its field test to the Attorney General within 90 days of the end of the first six month period. The report shall include a summary of any civilian complaints received alleging bias based on the race, ethnicity or gender of the complainant in law enforcement activities, the agency's process for investigating and resolving such complaints, and the outcomes of any such investigations.

(2) Within 90 days of receiving the reports required by subsection (a), the Attorney General shall report to the President on the implementation and results of the field tests conducted by the Department of Justice and of the other agencies.

c. One Year Report.

(1) Each agency in subsection (b) (2)-(5) shall provide an evaluation of its field test, including a summary of the statistics and information collected during the first year and the costs of the field testing to the Attorney General within 90 days of the end of the first year period. The report shall include an implementation plan for extending the system to other components and locations in his or her agency. The report shall include a summary of any civilian complaints of racial, ethnic, or gender bias in law enforcement activities, of the agency's process for investigating and resolving such complaints, and of the outcomes of any such investigations.

(2) Within 90 days of receiving the first year reports, the Attorney General shall report to the President on the implementation and results of the data collection field tests. The report shall include recommendations on the implementation plans submitted by the departments covered by subsection (b) and recommendations on initiating field tests in other departments. The report also shall include recommendations on methods to improve the fair administration of law enforcement activities and to identify and prevent bias and stereotyping based on race, ethnicity, or gender.

Section 3. Privacy and Confidentiality

Data acquired pursuant to this order shall be used only for research or statistical purposes and may not contain any information that may reveal the identity of any individual.

Section 4. General Provisions

a. Costs. Unless otherwise provided by law, Federal agencies shall assume the financial costs of complying with this order.

b. General. Federal agencies shall implement this order consistent with, and to the extent permitted by, existing law.

c. Judicial Review. This order is intended only to improve the internal management of the executive branch and is not intended to, nor does it create any right, benefit, or trust responsibility, substantive or procedural, enforceable at law or equity by a party against the United States, its agencies, its officers, or any person. This order shall not be construed to create any right to judicial

review involving the compliance or noncompliance of the United States, its agencies, its officers, or any other person with this order.

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RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 8-JUN-1999 18:27:17.00

SUBJECT: Number of T Visas - Please advise

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

READ:UNKNOWN

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

READ:UNKNOWN

CC: Courtney O. Gregoire ( CN=Courtney O. Gregoire/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:

I forgot to raise this with you this morning but Maria asked me to check with you about raising the number of visas proposed for the T visas from 750 - 1000.

As you may recall, the T visa provision is part of the President crime bill. The purpose of the T visas is to help victims of trafficking/worker exploitation and to encourage them to report these cases. DOJ initially proposed 1000 visas for this new visa category but as I recall from Julie, I believe that DPC pushed back and lowered the number to 750. I mentioned this to Maria but she asked me to raise with you again because she expects that in Congressional negotiations the numbers will be further reduced.

Since it unclear how many people will need these visas, I think a lower number such as 750 is better than 1000. Also, I think it is more likely that we will be able to get support for a creating a new visa category that is more limited in number. DOJ seemed to be okay if we ended up with a 500 visas.

Please advise. Thanks.



Under and by virtue of the authority vested in me as President of the United States by the Constitution of and statutes of the United States, it is ordered as follows:

Section 1. It is the policy of the Government of the United States to treat all persons equally under law in all phases of criminal enforcement, including questioning, detentions, arrests, prosecutions, and sentencing. No person shall be subject to any criminal enforcement action solely because of race or ethnicity. No persons shall be subject to any criminal enforcement action motivated by bias or prejudice.

Section 2. It is the policy of the Government that the race of an individual shall be considered, if at all, only under circumstances in which it is essential for the effective administration and enforcement of the criminal laws, such as the identification and apprehension of suspects whose race or ethnicity is relevant in such law enforcement action based on reliable evidence. Employees of the Executive Branch responsible for law enforcement shall engage in periodic training regarding the circumstances under which race can be considered in particular law enforcement actions.

### Section 3. Evaluation and Data Collection

In order to comprehensively assess the actions of all employees of the Executive Branch and to develop specific guidance and training materials, it is essential to review the current policy and procedures of all agencies with responsibilities for law enforcement and to collect comprehensive data regarding law enforcement actions that may result in discrimination because of race or ethnicity. Consequently, it is ordered that:

- a) All agencies with responsibilities for law enforcement shall, within 180 days, conduct an internal review of all policies, training materials, and other guidance relating to the use of race or ethnicity in law enforcement and report findings and recommendations to the Attorney General.
- b) The head of any agency..... (proceed to data collection section)

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Ann C. Hertelendy ( CN=Ann C. Hertelendy/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME: 8-JUN-1999 18:43:14.00

SUBJECT: Message Meeting Friday 10am

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

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

TO: Joseph P. Lockhart ( CN=Joseph P. Lockhart/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: Charles M. Brain ( CN=Charles M. Brain/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: Bruce N. Reed ( CN=Bruce N. Reed/OU=OPD/O=EOP@EOP [ OPD ] )  
READ:UNKNOWN

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

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

TO: LEAVY\_D@A1@CD@VAXGTWY@EOP ( LEAVY\_D@A1@CD@VAXGTWY@EOP [ UNKNOWN ] ) (NSC)  
READ:UNKNOWN

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

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

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

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

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

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

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

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

READ:UNKNOWN

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

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

CC: Shanna P. Singh ( CN=Shanna P. Singh/O=OVP@OVP [ UNKNOWN ] )  
READ:UNKNOWN

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

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

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

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

CC: Mckenzie K. Davis ( CN=Mckenzie K. Davis/OU=WHO/O=EOP@EOP [ WHO ] )  
READ:UNKNOWN

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

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

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

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

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

TEXT:

Loretta will be holding a message meeting this Friday (6/11) at 10am in the Roosevelt Room to discuss message opportunities while the President is in Europe. Please call/e-mail with questions or concerns. Thanks!  
62640



June 8, 1999

**DEDICATION CEREMONY FOR THE  
DALE AND BETTY BUMPERS VACCINE RESEARCH CENTER**

**DATE:** June 9, 1999  
**LOCATION:** National Institute of Health  
**MEET& GREET TIME:** 2:45pm - 2:55pm  
**EVENT:** 3:00pm - 3:50pm  
**FROM:** Sandra Thurman  
**THROUGH:** Bruce Reed

**I. PURPOSE**

You will be participating in the cornerstone dedication for the Dale and Betty Bumpers Vaccine Research Center, under construction on the campus of the NIH.

**II. BACKGROUND**

In May of 1987, you announced your desire to find a vaccine for HIV within ten years. The NIH, as the lead biomedical research agency, has responded to your challenge by increasing intramural and extramural research efforts. Part of its response is a new vaccine research center. Initially, the work of this center will focus almost entirely on AIDS vaccine research, coordinating intramural research with extramural and private research here and abroad.

In the 1999 Omnibus Appropriations Act, Congress included a dedication of this new vaccine research center to Dale and Betty Bumpers. While both champions of biomedical research, Mrs. Bumpers has been particularly active in promoting the development of childhood vaccines.

Comment [E1]: Check name

- **A new center director.** After a lengthy search, the NIH recently announced a new director for the center, Dr. Gary Nabel. In a statement released this past March, you praised the selection of Dr. Nabel and noted that his long and distinguished career as a research scientist will be an incredible asset in our efforts to find preventative vaccines.
- **Funding for vaccine research.** On World AIDS Day (December 1, 1998), you

1

announced a 33% increase in vaccine research funding at the NIH (up \$47 million to \$200 million). More modest increases are proposed for FY2000. Overall funding requests for AIDS vaccine research at the Department of Defense have remained steady at about \$24 million per year but appropriations declined by 37%--from \$38 million in FY 1998 to \$24 million in FY 1999--(a Congressional supporter with a history of adding funds to this line item was unsuccessful in sustaining that increase for FY1999).

- **Research coordination.** NIH coordinates its efforts with other Federal agencies, including the Department of Defense, the US Agency for International Development, the Department of Health and Human Services, the Centers for Disease Control and Prevention, and the Department of State. In addition, NIH is working with international organizations and scientists from around the world to coordinate research efforts and prepare for clinical trials.
- **The global AIDS pandemic.** Since HIV was first identified in the 1970s, over 47 million people have been infected of whom 14 million have died. The World Health Organization just announced that AIDS is the fourth leading killer in the world, and is the leading killer in Africa. It now claims many more lives each year than malaria, a growing menace, and is still nowhere near its peak. If India, China and other Asian countries do not take it seriously, the number of infections could reach "a new order of magnitude," says Peter Piot, head of the UN 's AIDS program.
- **Vaccine is our best hope.** While HIV prevention activities have proven effective—when supported by leadership and funding—the development of an AIDS vaccine remains our best hope of stopping the pandemic. To be successful, we will need both a safe, effective, economical, and easily administered vaccine and the infrastructure necessary for deployment. This will require both enhanced support from the developed nations and partnerships with private industry, international organizations, and impacted countries. Your leadership on this issue continues to energize international efforts and fuels the beacon of hope for an end to this crisis.

### III. PARTICIPANTS

Meet & Greet Participants:  
See Attached List.

Program Participants:  
YOU

Secretary Shalala  
Dr. Harold Varmus, Director, National Institute of Health  
Former Senator Dale Bumpers  
Betty Bumpers  
Senator Tom Harkin (D-IA)  
World Children's Choir

**IV. PRESS PLAN**

Open press.

**V. SEQUENCE OF EVENTS**

- **YOU** will be announced, accompanied by Secretary Donna Shalala, Dr. Harold Varmus, Dale Bumpers, Betty Bumpers, and Senator Tom Harkin, into the tent.
- Dr. Varmus, Director, National Institute of Health, makes welcoming remarks and introduces the World Children's Choir.
- The World Children's Choir performs one song.
- Dr. Varmus introduces Secretary Donna Shalala.
- Sec. Shalala makes brief remarks and introduces Senator Tom Harkin.
- Senator Tom Harkin makes remarks and introduces **YOU**.
- **YOU** make remarks.
- Up on conclusion of your remarks, **YOU** will unveil the cornerstone with Dale and Betty Bumpers.
- **YOU** will present Dale Bumpers with a miniature cornerstone.
- Dale Bumpers makes remarks.
- Dr. Varmus concludes the ceremony.
- **YOU** will work a ropeline and depart.

**VI. REMARKS**

Provided by speechwriting, coordinated with Office of National AIDS Policy.

**VII. ATTACHMENT**

-Meet & Greet Participants List

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 8-JUN-1999 11:59:31.00

SUBJECT: responses to letters on racial profiling

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Spoke to Wade Henderson today on a number of topics. He raised with me that we have not yet responded to LCCR's or Price's letter on racial profiling and that they're getting a little perturbed--what's our plan--there should be a written response. Remember we wrote an interim response. Also--he hoped the president would show leadership tomorrow, talked about an executive order and he urged strong language and if we couldn't do an outright ban because of INS/customs, he definitely thought we needed executive action tomorrow--president can't just go and talk--I'll make sure the president knows this if he's unwilling to make a decision.



**DRAFT**  
6/8/99

MEMORANDUM FOR THE SECRETARY OF THE TREASURY, ATTORNEY GENERAL,  
SECRETARY OF INTERIOR, AND SECRETARY OF TRANSPORTATION

Subject: Fairness in Law Enforcement: Collection of Data

We all must work together to build the trust of all Americans in law enforcement. We have great confidence in our federal law enforcement officers and know that they strive to uphold the best principles of law enforcement in our democratic society.

But officers who cross the line and abuse their position by mistreating law-abiding citizens or who bring their own racial bias to the job must not be tolerated. No person should be subject to unreasonable force, and no person should be targeted by law enforcement because of the color of his or her skin.

Stopping individuals on the basis of their race is not effective law enforcement policy, and is inconsistent with our commitment to equal protection under the law for all persons. It is neither legitimate nor defensible as a strategy for public protection.

To begin addressing the problem of racial profiling, it is essential to collect more data at all levels of law enforcement to better define the scope of the problem. Moreover, the systematic collection of statistics and information regarding federal law enforcement activities can increase the fairness of our law enforcement practices. Tracking the race, ethnicity, and gender of those who are stopped or searched by law enforcement will help to determine where problems exist, and guide the development of solutions.

I therefore direct the heads of the Departments of Justice, Treasury, Transportation, Interior, and other such departments that I may later designate, to design and implement a system to collect and report statistics for law enforcement activities in his or her department. **[The system shall cover law enforcement agency components of each department, including but not limited to: the Immigration and Naturalization Service and Drug Enforcement Agency at the Department of Justice; National Park Service at the Department of Interior; and Customs Service at the Treasury Department.]** Specifically, each agency head shall:

(1) develop a proposal within 120 days, in consultation with the Attorney General, for a system of data collection and an implementation plan for a field test of that system, including the law enforcement agency components, sites, data sets,

training, and other methods and procedures to be included in the field testing. Agencies shall implement field tests within 60 days of finalizing their proposals.

(2) collect data, to the extent practicable, that is sufficiently detailed to permit an analysis of actions relevant to the activities of the included law enforcement agencies by race, ethnicity, or gender. Such actions may include traffic stops, pedestrian stops, a more extensive inspection or interview than that customarily conducted with entrants to the United States, requests for consent to search, or warrantless searches. Data acquired pursuant to this memorandum may not contain any information that may reveal the identity of any individual.

(3) provide a summary of the information collected during the first six months of its field test to the Attorney General, including civilian complaints received alleging bias based on the race, ethnicity or gender of the complainant in law enforcement activities, the agency's process for investigating and resolving such complaints, and the outcomes of any such investigations. The Attorney General shall report to me, in consultation with relevant agency heads, on the results of the field tests with recommendations to initiate field tests in other departments, and methods to improve the fair administration of law enforcement activities.

(4) provide an evaluation of the first year of its field test and an implementation plan to expand the system to other components and locations with the agency, and make such system permanent.

In addition, within 90 days of the date of this directive, each department shall provide a report to me on its training programs, policies, and practices regarding the use of race, ethnicity and gender in its law enforcement activities, along with recommendations for improving those programs, policies and practices.

Federal agencies shall implement this directive consistent with, and to the extent permitted by, existing law. This memorandum is intended only to improve the internal management of the executive branch and is not intended to, nor does it create any right, benefit, or trust responsibility, substantive or procedural, enforceable at law or equity by a party against the United States, its agencies, its officers, or any person. This memorandum shall not be construed to create any right to judicial review involving the compliance or noncompliance of the United States, its agencies, its officers, or any other person with this order.

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**CONFERENCE ON STRENGTHENING POLICE-COMMUNITY  
RELATIONS  
SUGGESTED HYPOTHETICALS AND QUESTIONS  
FOR ROUNDTABLE DISCUSSION**

**Facilitators:** Charles Ogletree, Harvard Law School  
Christopher Stone, Vera Institute of Justice

**Moderator:** The President

**1. HYPOTHETICAL SITUATION**

**Ogletree/Stone:** The police chief in a mid-size city is presented with requests from neighborhood watch organizers and other residents in a minority, high crime neighborhood to increase police patrols in that area. They particularly are concerned about young men loitering on the corners and in front of liquor stores, and they complain of gang activity and drug buys. When the chief added patrols in the past, the police were criticized strongly by others from this same community and civil rights activists for being heavy-handed.

**Suggested Questions for THE PRESIDENT:**

1. **Suggested Question to Hugh Price, National Urban League:**  
What steps would you take to work with the police to meet the real needs of the neighborhood residents to combat crime, while also addressing the civil rights concerns?
2. **Suggested Question to Tom Frazier, Baltimore Police Department or Richard Green, Crown Heights Youth Center:**  
What steps can a police department take to get community approval for increased crime control, without creating tensions and a perception of bias or lack of respect for residents?
3. **Suggested Question to Chuck Sha-King, Youth Force or Attorney General Reno:**  
How can police best learn how to talk to youth?

**2. HYPOTHETICAL SITUATION**

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**Ogletree/Stone:** The Chief of Police of a major city has an aggressive program to stop cars in the city that appear to be carrying gang members and to question the driver and passengers. Gang activity in the city principally has involved gangs of African American, Hispanic, Asian, and Eastern European young people.

The police chief has just come to see the Mayor about a crisis. A few hours ago, two officers, one white and one Hispanic, stopped a low-riding car carrying three teenage black males based on a minor traffic violation, but something went terribly wrong. After the stop, there was an argument and the officers thought they saw one of the passengers reach into the back seat; they saw something shiny and thought it was a gun. They opened fire, injuring the driver and one of the passengers. No gun was found in the car. However, there was a shiny metallic object (wrench?) that may have been what the officers mistook for a gun.

The chief is prepared to support a full investigation and let the chips fall where they may. She is worried that the reaction to the incident may endanger her anti-gang traffic stop program, which she believes has been crucial to bringing down crime. Her community meetings over the last few years have convinced her that the public broadly supports this program. The mayor and chief of police will hold a press conference in two hours.

#### **Suggested Questions for THE PRESIDENT:**

1. **Suggested Question to Robert Stewart, National Organization of Black Law Enforcement Executives or Bob Scully, National Association of Police Organizations:**  
What strategy would you recommend to the Mayor if you were chief of police?
2. **Suggested Question to Gil Gallegos, Fraternal Order of Police or Kweisi Mfume, NAACP:**  
As Mayor, what should your priorities be in responding to the incident? How broadly or narrowly do you want to focus the issue?
3. **Suggested Question to Ron Neubauer, International Association of Chiefs of Police:**  
What policies have been successful in other cities in preventing these kinds of tragedies?

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### **3. HYPOTHETICAL SITUATION**

**Ogletree/Stone:** A new police chief has been hired and the local paper published a series of op-ed pieces discussing the issues that the new chief should address. In one, the editorial board called on the chief to move beyond the slogans of community policing to the real spirit of community policing: giving local communities, particularly communities of color, a real say in how the police serve them.

**Suggested Question for THE PRESIDENT:**

1. **Suggested Question to Paul Evans, Boston Police Department or Wade Henderson, Leadership Conference on Civil Rights:**

What practical steps can we take to move us closer to the spirit of community policing in cities across this country?

**IF TIME ALLOWS THE FOLLOWING QUESTIONS/SITUATIONS COULD BE ADDRESSED:**

**4. QUESTION**

**Ogletree/Stone:** Traffic stop enforcement is an important law enforcement tool for a variety of reasons, not the least of which is traffic safety and decreasing traffic fatalities. Secretary Slater, I know that you have a seat belt initiative that you believe is particularly important in the African American community and in other communities of color. How will addressing the concerns of racial profiling in traffic enforcement affect the receptiveness of these communities to your initiative?

**5. HYPOTHETICAL SITUATION**

**Ogletree/Stone:** Police have been called to a minority neighborhood because a man who appears to be mentally ill has been shouting abusively at residents. When two policemen arrive, they announce that they are police, but the man responds by pulling out a knife. When the police shout at the man that he should drop the knife, instead he lunges forward at one of the officers. The other officer fires his weapon, seriously wounding the man. This incident has occurred against the backdrop of increasing tensions between the police and members of the minority community.

**Suggested Questions for THE PRESIDENT:**

1. **Suggested Question to Dan Smith, National Sheriff's Association or Raul Yzaguirre, National Council of La Raza:**

If you are the chief of police, what steps should you take to avoid community unrest?

2. **Suggested Question to Ken Lyons, International Brotherhood of Police Officers or Karen Narasaki, Asian Pacific American Legal Consortium:**

What steps should we be taking to minimize these types of incidents?

[This hypothetical could also be used as springboard for discussion of fact that some incidents, while avoidable and tragic, and perhaps the result of lapses in police policy, may not be ones that can or should be prosecuted.]

3. **Suggested Question to Antonia Hernandez, Mexican American Legal Defense & Educational Fund:**

You are the police union representative for the officer involved in the shooting. Civil rights leaders are calling for prosecution of the officers. What position should you be taking?



**CONFERENCE ON STRENGTHENING POLICE-COMMUNITY RELATIONS  
PARTICIPANTS FOR THE ROUNDTABLE DISCUSSION**

**CHAIR**

President William J. Clinton

**PARTICIPANTS**

Attorney General Janet Reno  
Deputy Attorney General Eric H. Holder, Jr.  
Associate Attorney General Raymond C. Fisher  
Acting Assistant Attorney General Bill Lann Lee, Civil Rights Division  
Secretary Rodney Slater, Department of Transportation  
Ronald Daniels, Center for Constitutional Rights  
Paul Evans, Boston Police Department  
Thomas Frazier, Baltimore Police Department  
Gilbert Gallegos, Fraternal Order of Police  
Richard Green, Crown Heights Youth Center  
Penny Harrington, National Center for Women in Policing  
Wade Henderson, Leadership Conference on Civil Rights  
Antonia Hernandez, Mexican American Legal Defense & Educational Fund  
John Justice, National District Attorneys Association  
Representative Sheila Jackson Lee, 18<sup>th</sup> District, Texas  
Ken Lyons, International Brotherhood of Police Officers  
Kweisi Mfume, NAACP  
Karen Narasaki, Asian Pacific American Legal Consortium  
Ron Neubauer, International Association of Chiefs of Police  
Professor Charles Ogletree, Harvard Law School  
Hugh Price, National Urban League  
Robert Scully, National Association of Police Organization  
Rev. Al Sharpton, National Action Network  
Chuck Sha-King, Youth Force  
Dan Smith, National Sheriff's Association  
Robert Stewart, National Organization of Black Law Enforcement Executives  
Christopher Stone, Vera Institute of Justice  
Beverly Watts-Davis, San Antonio Fighting Back  
Mayor Anthony Williams, District of Columbia  
Raul Yzaguirre, National Council of La Raza

**CONFERENCE ON STRENGTHENING POLICE-COMMUNITY RELATIONS  
ROUNDTABLE DISCUSSION  
SEATING CHART**

Wade Henderson	Ron Daniels	Penny Harrington	Chuck Sha-King	Bill Lann Lee	Chris Stone	Charles Ogletree	John Justice
Al Sharpton							Ken Lyons
Gil Gallegos							Karen Narasaki
Sheila Jackson-Lee							Robert Stewart
Eric Holder							Ray Fisher
Dan Smith							Richard Green
Rodney Slater							Ron Neubauer
Beverly Watts-Davis							Antonia Hernandez
Robert Scully							Anthony Williams
Thomas Frazier	Kweisi Mfume	Paul Evans	THE PRESIDENT		Hugh Price	Janet Reno	Raul Yzaguirre



June 7, 1999

## STATEMENT WITH NATIONAL ASSOCIATION OF THEATRE OWNERS

<b>DATE:</b>	June 8, 1999
<b>LOCATION:</b>	Roosevelt Room
<b>BRIEFING TIME:</b>	1:15pm – 1:30pm
<b>EVENT TIME:</b>	1:40pm – 2:05pm
<b>FROM:</b>	Bruce Reed

### I. PURPOSE

To join with the National Association of Theatre Owners in announcing a new nationwide movie ratings enforcement and educational effort.

### II. BACKGROUND

The three-part plan you will announce today includes: (1) a new national policy under which movie theatre owners will require photo identification for young people seeking admission to “R” rated films; (2) an educational outreach program for parents about the ratings system and the new ID-check policy; and (3) support by the theatre owners for a national study on the causes of violence. The National Association of Theatre Owners is a national trade association that represents 65% of the motion picture screens in the United States, with over 20,000 screens located in every state. You will also reiterate your call on Congress to move quickly and pass common sense gun legislation.

#### **Requiring Photo Identification for “R” Rated Movies**

The movie rating system, adopted by the Motion Picture Association of America in 1968, can be a useful tool for parents, but only if its main restrictive rating -- “R” (for “Restricted: Under 17 Requires Accompanying Parent or Adult Guardian”) -- is effectively enforced. Under the policy you will announce today, the theatre owners’ association states that from now on, “all of its members should require photo identification at the box office of young patrons not accompanied by a parent or guardian seeking admission to “R” rated films.” The association also will ask theatre owners to post notices reflecting the “R” rated admission policy. Prior to the announcement of today’s new policy you will meet with the association’s president, William Kartoizian; its chairman, Barrie Lawson Loeks; and theatre executives Greg Dunn of Regal Cinemas and J. Wayne Anderson of R/C Theatres Management.

You challenged the theatre owners to strengthen enforcement of movie ratings in your May 15 radio address. Today you will also repeat your challenge to the movie industry to reevaluate its entire ratings systems, especially the PG-13 rating, to determine whether it is allowing too much gratuitous violence in movies approved for viewing by children. You have urged the entertainment industry to take other responsible steps, including calling on the videogame, recording and movie industries not to market violence to children. Last week, you announced a joint study of entertainment industry marketing by the Federal Trade Commission and the Justice Department.

### **Reaching Out to Parents**

The theatre owners will also announce a national community education effort in conjunction with parent and religious organizations. The educational outreach will work to develop additional programs designed to enhance the ability of parents to make informed choices about which movies are appropriate for their children. As part of the new policy, the theatre association will also call for a national study of youth violence. You announced at the White House Strategy Session on Children, Violence, and Responsibility that the Surgeon General would issue a report on youth violence next year.

### **Challenging the House to Pass Common Sense Gun Legislation**

You will once again challenge the House of Representatives to pass common sense gun legislation without loopholes and without further delay. In May, the Senate passed tough new provisions to close the gun show loophole, require child safety locks with every new handgun sold, ban the importation of large capacity ammunition clips, and prohibit violent juveniles from owning guns as adults. You will call on the House to strengthen -- not weaken -- the Senate-passed bill, to include provisions to raise the age of handgun possession from 18 to 21 and require background checks for explosives purchases. You will also reiterate your commitment to expose and fight against any effort by the gun lobby to riddle the House bill with dangerous new loopholes and water down critical safety measures passed in the Senate.

## **III. PARTICIPANTS**

### Briefing Participants:

Bruce Reed  
Loretta Ucelli  
Janet Murguia  
Tom Freedman  
Jeff Shesol

### Program Participant:

William Kartoian, President, National Association of Theatre Owners (NATO)

Other Event Participants:

Ms. Barrie Lawson Loeks, Chairman of the Board of Directors, NATO; President and Co-Owner of Loeks-Star Theatres

Greg Dunn, Vice-Chairman of the Board of Directors, NATO; Executive Vice President and Chief Operating Officer, Regal Cinemas, Inc.

J. Wayne Anderson, R/C Theatres Management Company

**IV. PRESS PLAN**

Pool Press

**V. SEQUENCE OF EVENTS**

- **YOU** will make remarks and introduce William Kartoizian, President, National Association of Theatre Owners.
- William Kartoizian will make remarks.
- **YOU** will depart.

**VI. REMARKS**

To be provided by speechwriting.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-JUN-1999 14:22:08.00

SUBJECT: Fact Sheet: Increasing Trust Between Communities and Law Enforcement

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

READ:UNKNOWN

TEXT:

now that's some great press paper :-)

----- Forwarded by Sean P. Maloney/WHO/EOP on 06/09/99

02:21 PM -----

Jason H. Schechter

06/09/99 12:16:32 PM

Record Type: Record

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

cc:

Subject: Fact Sheet: Increasing Trust Between Communities and Law Enforcement

INCREASING TRUST BETWEEN COMMUNITIES AND LAW ENFORCEMENT:

COMBATING RACIAL PROFILING

June 9, 1999

Today, at a Department of Justice conference, President Clinton will chair a roundtable discussion with leaders from civil rights and law enforcement organizations on ways to build trust between police and the communities they serve. To address the issue of racial profiling, the President will direct federal law enforcement agencies to begin collecting and reporting data on the race, ethnicity, and gender of the individuals they stop and search. The President will also call on Congress to pass legislation to promote data collection and reporting by state and local law enforcement agencies.

Getting the Facts on Racial Profiling

Leading by example. No person should be targeted by law enforcement because of the color of his or her skin. Stopping or searching individuals on the basis of race is not consistent with our commitment to equal justice under law and is not effective law enforcement policy. Racial profiling is simply wrong. As a necessary step to combat this problem, we need to learn the hard facts about when and where it occurs. That is why the President will direct the Departments of Justice, Treasury, and the Interior to:

(1) begin collecting data on the race, ethnicity, and gender of individuals subject to traffic and pedestrian stops, inspections at entries into the U.S., and certain other searches by federal law enforcement agencies, including the Immigration and Naturalization Service, Drug Enforcement Agency, Customs Service, and National Park Service; and

(2) after one year, report on the findings of the new data collection system and make additional recommendations based on those findings on how to ensure greater fairness in federal law enforcement's procedures.

Helping states and localities. The President also will support legislation introduced by Representative John Conyers (D-MI) to establish a new federal grant program to assist state and local law enforcement agencies to implement similar data collection systems. This legislation also will authorize the Attorney General to develop a nationwide sample and issue a report on the number and nature of traffic stops conducted by state and local enforcement throughout the country.

Surveying the American public. As recently announced by the Attorney General, the Justice Department this year will amend its National Crime Victimization Survey and begin asking Americans about their experiences with traffic stops, police use of force, and police misconduct. This new information will help measure our success in building trust and improving relations between law enforcement and the community.

-more-

More Progressive Policing for the 21st Century

Continuing the community policing revolution. To make our communities safer and stronger, we must enhance our commitment to community policing. The 21st Century Policing Initiative contained in the President's crime bill extends his successful community policing initiative and contains several measures to help strengthen the integrity and ethics of police forces across the country. Specifically, his crime bill includes: (1) \$20 million to expand police integrity and ethics training; (2) \$20 million for police scholarships to promote the best educated police force possible; (3) \$2 million for improved minority recruitment to help make sure police departments reflect the diversity of the communities they represent; (4) \$10 million to help police departments purchase more video cameras to protect both the safety of officers and the rights of the individuals they stop; and (5) \$5 million to establish citizen police academies to engage community residents in the fight against crime.

###

#### ROUNDTABLE PARTICIPANTS

Attorney General Janet Reno  
Deputy Attorney General Eric H. Holder, Jr.  
Associate Attorney General Raymond C. Fisher  
Acting Assistant Attorney General Bill Lann Lee, Civil Rights Division  
Secretary Rodney Slater, Department of Transportation  
Ronald Daniels, Center for Constitutional Rights  
Paul Evans, Boston Police Department  
Thomas Frazier, Baltimore Police Department  
Gilbert Gallegos, Fraternal Order of Police  
Richard Green, Crown Heights Youth Center  
Penny Harrington, National Center for Women in Policing  
Wade Henderson, Leadership Conference on Civil Rights  
Antonia Hernandez, Mexican American Legal Defense & Educational Fund  
John Justice, National District Attorneys Association  
Representative Sheila Jackson Lee, 18th District, Texas  
Ken Lyons, International Brotherhood of Police Officers  
Kweisi Mfume, NAACP  
Karen Narasaki, Asian Pacific American Legal Consortium  
Ron Neubauer, International Association of Chiefs of Police

Professor Charles Ogletree, Harvard Law School  
Hugh Price, National Urban League  
Robert Scully, National Association of Police Organization  
Rev. Al Sharpton, National Action Network  
Chuck Sha-King, Youth Force  
Dan Smith, National Sheriff's Association  
Robert Stewart, National Organization of Black Law Enforcement Executives  
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**Tobacco Technical Assistance**  
**June 8, 1999**

Below are several approaches that would reduce youth smoking and raise revenue for health-related programs in FY 2000. All estimates are preliminary.

**Payments Per Child Smoker**

Tobacco companies would pay per-child payments based on the number of children smoking nationwide. Alternatives include:

- A one-time payment of \$1,200 per child raises about \$4.4 billion in FY 2000, less about \$600 million in lost excise tax revenues, for a net revenue effect of \$3.8 billion. This payment amounts to 22 cents per pack; because such payments would be nondeductible for the companies, retail prices would go up by 33 cents per pack.
- A one-time payment of \$900 per child raises about \$3.4 billion in FY 2000, less about \$500 million in lost excise tax revenues, for a net effect of \$2.9 billion. This translates into 17 cents per pack in payment, and a 26-cent increase in retail prices.

**Acceleration of Excise Tax Increase**

The 1997 Balanced Budget Act raised the tobacco excise tax 10 cents per pack effective January 1, 2000 and another 5 cents effective January 1, 2002. Accelerating the scheduled 15 cent tobacco tax increase, so that it takes effect in FY 2000, would add about \$1.1 billion in FY 2000. (The revenue would be slightly less if coupled with the industry payment because the payment would increase cigarette prices, reducing cigarette consumption as well as the revenue raised by the accelerated excise tax.) This proposal was included in the Administration's FY 2000 budget.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-JUN-1999 02:29:57.00

SUBJECT: Q&A

TO: Courtney O. Gregoire ( CN=Courtney O. Gregoire/OU=OPD/O=EOP @ EOP [ OPD ] )  
READ:UNKNOWN

TO: Laura Emmett ( CN=Laura Emmett/OU=WHO/O=EOP @ EOP [ WHO ] )  
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TO: Elena Kagan ( CN=Elena Kagan/OU=OPD/O=EOP @ EOP [ OPD ] )  
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CC: Karin Kullman ( CN=Karin Kullman/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:

This is the event Q&A with an additional Q&A on the juvie bill. We may want to change the A on the Louima question depending on the senior staff reaction to the case in the morning. (It's kind of hard to get a sense of how these things are playing out at this time of night...)

Thanks.

----- Forwarded by Leanne A. Shimabukuro/OPD/EOP on  
06/09/99 02:30 AM -----

Jose Cerda III  
06/09/99 02:23:53 AM  
Record Type: Record

To: Leanne A. Shimabukuro/OPD/EOP  
cc:  
Subject:

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

TEXT:

Unable to convert ARMS\_EXT:[ATTACH.D95]ARMS20033166U.136 to ASCII,  
The following is a HEX DUMP:

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91D4E2478B30BB8D9FF413AEC1B0B10FD6B9FCDDEBCA4203EECF85E150164F82A57D9FD4EB1F6A

**Strengthening Community- Police Relationships**  
**Questions and Answers**  
**June 9, 1999**

**Q: Instead of simply collecting data, why didn't the President ban racial profiling outright?**

**A: As the President said today, racial profiling is wrong.** Stopping or searching individuals on the basis of race is not consistent with our commitment to equal justice under law and is not effective law enforcement policy. **But in order to really take on the problem of racial profiling, it is critical that we have the hard facts -- instead of mere anecdotes -- about when and where it occurs.** Having hard data can help guide future proposals to combat this problem. That is why the President the ordered the federal agencies take leadership on this issue and start to collect and report data on the race, ethnicity and gender of persons stopped and searched by federal law enforcement agents.

Once the agencies have collected and reported on the data for a year, we will review their recommendations on how we can expand and make permanent such data collection systems as well as ensure greater fairness in federal law enforcement's procedures.

**Q: Do you have any comment on the *Louima* decision yesterday?**

**A: We are please with yesterday's decision. It sends a strong signal to abusive and corrupt cops that illegal behavior and excessive use of force will not be tolerated.**

**The vast majority of law enforcement do their jobs fairly and with honor -- which is why it is important for us to support these dedicated officers and acknowledge our gratitude to them for their service. But as a society, we must continue to send the message that we will not tolerate those officers who breach the public's trust by abusing their positions of authority. Yesterday's jury decision clearly conveyed this message.**

**Q: In March, the President announced new initiatives to help build trust between police and the communities they serve. What is the status of these initiatives?**

**A: These initiatives are part of the 21st Century crime bill unveiled by the President last month. During consideration of the juvenile crime bill, the Senate missed an important opportunity to move forward on these important police integrity proposals. On a party line vote, the Senate defeated an amendment by Senator Biden to authorize these and other policing initiatives proposed by the President. We will continue to urge the Congress to pass our police integrity proposals and 21st Century Policing Initiative as part of the appropriations process.**

**Q: How is the Conyers legislation different from what you hope to accomplish under the President's directive?**

**A: While the President's directive is meant to combat racial profiling by instructing the federal law enforcement agencies to collect and report data, the Conyers legislation seeks to encourage state and local law enforcement agencies (who comprise the vast majority of law enforcement in this country) to collect and report similar data on traffic stops. The Conyers legislation also requires the collection of additional data not specifically called for in the President's directive, such as the age and immigration status of the driver pulled over for a traffic stop. The data collected under both the President's directive as well as the Conyers bill will give us a better national picture and understanding about different kinds of law enforcement stops and searches, and the individuals who are subjected to them.**

**Additionally, while we announced our overall support for the Conyers legislation, the Administration supports some modest, but important revisions to the bill to ensure that the data collected for the study is used for research purposes only -- and cannot be used in future lawsuits against police departments.**

**Q: Your directive refers to the creation of "field tests" to begin to collect data. Does this mean that the federal agencies don't have to cover all of the law enforcement agencies under their control? Can they exclude whole sub-agencies such as INS or Customs from the data collection directive?**

**A: The directive grants some discretion to the agencies in deciding the exact scope of their data collection and reporting systems. And while we do not expect all federal law enforcement agencies to be initially covered, we certainly expect agencies such as the Immigration and Naturalization Service, Drug Enforcement Agency, and Customs Service -- all of which conduct stops and searches of individuals as a matter of course -- to be part of the first "field tests" implemented by the agencies.**

**Q: Can you comment on the status of the *Diallo* case?**

**A: The FBI, the U.S. Attorney for the Southern District of New York and the Justice Department's Civil Rights Division continue to work closely and actively with the Bronx District Attorney's Office on this investigation. However, given that this is still an active investigation, we cannot say anything more.**

**Q: What is the Administration's response to the juvenile crime/gun bill unveiled by Republicans last night?**

A: Unfortunately, the Republican bill introduced last night confirms our worst fears about how Republicans in the House intend to proceed with juvenile crime and gun legislation. After pleading for more time to allow the Judiciary Committee to work its will, they are now planning to bring a partisan bill directly to the floor, with little or no opportunity for Democrats to debate the issues and offer amendments. Whatever you think about the substance of the Senate-passed bill, at least Senators had an open and serious debate on a wide range of issues. It doesn't seem like that will be the case in the House.

But even more disturbing is the fact that -- instead of taking the opportunity to improve upon the Senate-passed bill -- House Republicans have stamped it with the NRA's seal of approval. Their bill will not cover many events at which hundreds of guns are sold. It will not necessarily cover unlicensed sellers who walk around at gun shows with "for sale" signs on their backs. It will weaken Brady background checks at gun shows. And it will make it more difficult for law enforcement to trace many of the guns that are sold at gun shows and later used in crimes. We oppose this "Lautenberg Lite" version of the bill, and will work to amend the bill when it reaches the House floor.



(Letter to cosponsors or press statement?)

Today, the Equity in Prescription Insurance and Contraceptive Coverage Act (EPICC) will be introduced in both the House and the Senate. I urge Congress to pass legislation, which will ensure that women across our nation have access to the full range of contraceptive care. Family planning is basic health care for women although too many health plans do not cover the full cost of this care.

In October of last year, Congress took a historic step forward in making health care costs for women more equitable when it approved legislation as part of the FY 1999 Omnibus Appropriations Act requiring all insurance plans participating in the Federal Employee Health Benefits Program that cover prescription drugs, to include contraceptive drugs and devices as part of that coverage. I strongly urge Congress to pass legislation that is similar to that enacted last year, so those women outside of the federal workforce may share these important benefits.

Even though well over 80 percent of private insurance plans cover prescription drugs in general, only about one-third cover the costs of oral contraceptives (the most commonly used birth control method). Yet, research shows that three out of every four women say that cost is an important factor when choosing between a birth control method that is covered and one that is not. Moreover, women of childbearing age spend 68 percent more in out-of-pocket health care costs than do men.

In addition, we know that improved contraceptive coverage means fewer unintended pregnancies, which means fewer abortions. This is a goal we all share.

I urge Congress to pass contraceptive coverage legislation that will put women health care consumers on a more level playing field, reduce unwanted pregnancies, and improve the quality of care for women across the nation.

**Automated Records Management System  
Hex-Dump Conversion**

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-JUN-1999 10:03:38.00

SUBJECT: REVISED PRESS PAPER

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

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

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

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

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

TO: Julianne B. Corbett ( CN=Julianne B. Corbett/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: Julie B. Goldberg ( CN=Julie B. Goldberg/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: Dag Vega ( CN=Dag Vega/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: Nanda Chitre ( CN=Nanda Chitre/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: Courtney O. Gregoire ( CN=Courtney O. Gregoire/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: Leanne A. Shimabukuro ( CN=Leanne A. Shimabukuro/OU=OPD/O=EOP @ EOP [ OPD ] )  
READ:UNKNOWN

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

TO: Courtney M. Manning ( CN=Courtney M. Manning/OU=WHO/O=EOP @ EOP [ UNKNOWN ] )

READ:UNKNOWN

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

TO: Alejandro G. Cabrera ( CN=Alejandro G. Cabrera/O=OVP @ OVP [ UNKNOWN ] )  
READ:UNKNOWN

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

TO: Richard L. Siewert ( CN=Richard L. Siewert/OU=WHO/O=EOP @ EOP [ WHO ] )  
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TO: Megan C. Moloney ( CN=Megan C. Moloney/OU=WHO/O=EOP @ EOP [ WHO ] )  
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TO: Melissa G. Green ( CN=Melissa G. Green/OU=OPD/O=EOP @ EOP [ OPD ] )  
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TO: Julia M. Payne ( CN=Julia M. Payne/OU=WHO/O=EOP @ EOP [ WHO ] )  
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TO: Bruce N. Reed ( CN=Bruce N. Reed/OU=OPD/O=EOP @ EOP [ OPD ] )  
READ:UNKNOWN

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

TEXT:  
Jason -- Revised press paper for today's event, as discussed. Please  
call me if you have any questions.

Leanne  
65574

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

TEXT:  
Unable to convert ARMS\_EXT:[ATTACH.D36]ARMS27972366L.136 to ASCII,  
The following is a HEX DUMP:

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**Increasing Trust Between Communities and Law Enforcement:  
Combating Racial Profiling  
June 9, 1999**

Today at a Justice Department conference, President Clinton will chair a roundtable discussion with leaders from civil rights and law enforcement organizations on ways to build trust between police and the communities they serve. To address the issue of racial profiling, the President will direct federal law enforcement agencies to begin collecting and reporting data on the race, ethnicity, and gender of the individuals they stop and search. The President also will call on Congress to pass legislation to promote data collection and reporting by state and local law enforcement agencies.

***Getting the Facts on Racial Profiling***

**Leading by example.** No person should be targeted by law enforcement because of the color of his or her skin. Stopping or searching individuals on the basis of race is not consistent with our commitment to equal justice under law and is not effective law enforcement policy. Racial profiling is simply wrong. As a necessary step to combat this problem, we need to learn the hard facts about when and where it occurs. That is why the President will direct the Departments of Justice, Treasury and Interior to:

- (1) begin collecting data on the race, ethnicity, and gender of individuals subject to traffic and pedestrian stops, inspections at entries into the U.S., and certain other searches by federal law enforcement agencies including the Immigration and Naturalization Service, Drug Enforcement Agency, Customs Service, and National Park Service ; and
- (2) after one year, report on the findings of the new data collection system and make additional recommendations based on those findings on how to ensure greater fairness in federal law enforcement's procedures.

**Helping states and localities.** The President also will support legislation introduced by Representative John Conyers (D-MI) to establish a new federal grant program to assist state and local law enforcement agencies to implement similar data collection systems. This legislation also will authorize the Attorney General to develop a nationwide sample and issue a report on the number and nature of traffic stops conducted by state and local enforcement throughout the country.

**Surveying the American public.** As recently announced by the Attorney General, **this year the Justice Department will amend its National Crime Victimization Survey and begin asking Americans about their experiences with traffic stops, police use of force, and police misconduct. This new information will help measure our success in building trust and improving relations between law enforcement and the community.**

### *More Progressive Policing for the 21st Century*

**Continuing the community policing revolution.** To make our communities safer and stronger, we must enhance our commitment to community policing. The 21st Century Policing Initiative contained in the President's crime bill extends his successful community policing initiative and contains several measures to help strengthen the integrity and ethics of police forces across the country. Specifically, his crime bill includes: (1) \$20 million to expand police integrity and ethics training; (2) \$20 million for police scholarships to promote the best educated police force possible; (3) \$2 million for improved minority recruitment to help make sure police departments reflect the diversity of the communities they represent; (4) \$10 million to help police departments purchase more video cameras to protect both the safety of officers and the rights of the individuals they stop; and (5) \$5 million to establish citizen police academies to engage community residents in the fight against crime.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-JUN-1999 11:54:35.00

SUBJECT: Re:

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

READ:UNKNOWN

TEXT:

Elena --

Sorry about that. I was going to send you an e-mail on charter school and deseg issues, but I am still waiting to confirm some important info from Counsel's office and Justice. I'll send you the e-mail later in the day or tomorrow, when I have more solid information. - Jon

p.s. When are you leaving? Among other reasons why I will be sad to see you go, I think this issue could really benefit from a few additional meetings led by you in the coming weeks. I am fairly concerned about this issue, but I'll write a longer e-mail when I have the info I need.

Elena Kagan

06/08/99 08:09:47 PM

Record Type: Record

To: Jonathan H. Schnur/OPD/EOP @ EOP

cc:

Subject: Re:

yes???

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-JUN-1999 09:19:57.00

SUBJECT: AG

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

READ:UNKNOWN

CC: Courtney O. Gregoire ( CN=Courtney O. Gregoire/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:

Ricki just called to say that the AG saw the most recent version of the directive and is strongly opposed to the sentence naming the agencies (e.g. INS, DEA). Please advise.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-JUN-1999 12:25:47.00

SUBJECT: LRM - IMS13 - Statement of Administration Policy on S1138 Y2K Act

TO: llr@do.treas.gov ( llr@do.treas.gov @ inet [ UNKNOWN ] )

READ:UNKNOWN

TO: seclegis ( seclegis @ sec.gov @ inet [ UNKNOWN ] )

READ:UNKNOWN

TO: toby.costanzo ( toby.costanzo @ hq.nasa.gov @ inet [ UNKNOWN ] )

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TO: lrm@os.dhhs.gov ( lrm@os.dhhs.gov @ inet [ UNKNOWN ] )

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TO: legis ( legis @ fema.gov @ inet [ UNKNOWN ] )

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TO: epalrm ( epalrm @ epamail.epa.gov @ inet [ UNKNOWN ] )

READ:UNKNOWN

TO: ogc\_legislation ( ogc\_legislation @ ed.gov @inet [ UNKNOWN ] )

READ:UNKNOWN

TO: cpsc-cr ( cpsc-cr @ cpsc.gov @ inet [ UNKNOWN ] )

READ:UNKNOWN

TO: justice.lrm ( justice.lrm @ usdoj.gov @ inet [ UNKNOWN ] ) (OA)

READ:UNKNOWN

TO: Victoria A. Wachino ( CN=Victoria A. Wachino/OU=OMB/O=EOP@EOP [ OMB ] )

READ:UNKNOWN

TO: Donald R. Arbuckle ( CN=Donald R. Arbuckle/OU=OMB/O=EOP@EOP [ OMB ] )

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Linda B. Oliver ( CN=Linda B. Oliver/OU=OMB/O=EOP@EOP [ OMB ] )

READ:UNKNOWN

TO: Timothy R. Fain ( CN=Timothy R. Fain/OU=OMB/O=EOP@EOP [ OMB ] )

READ:UNKNOWN

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

READ:UNKNOWN

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

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

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

TO: Phyllis Kaiser-Dark ( CN=Phyllis Kaiser-Dark/OU=WHO/O=EOP@EOP [ WHO ] )  
READ:UNKNOWN

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

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

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

TO: dot.legislation ( dot.legislation @ ost.dot.gov @ inet [ UNKNOWN ] )  
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TO: cla ( cla @ sba.gov @ inet [ UNKNOWN ] )  
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TO: dol-sol-leg ( dol-sol-leg @ dol.gov @ inet [ UNKNOWN ] )  
READ:UNKNOWN

TO: HUD LRM@hud.gov ( HUD LRM@hud.gov @ inet [ UNKNOWN ] )  
READ:UNKNOWN

TO: ca.legislation ( ca.legislation @ gsa.gov @ inet [ UNKNOWN ] )  
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TO: fdiclrn ( fdiclrn @ fdic.gov @ inet [ UNKNOWN ] )  
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TO: energy.gc71 ( energy.gc71 @ hq.doe.gov @ inet [ UNKNOWN ] )  
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TO: dodlrs ( dodlrs @ osdgc.osd.mil @ inet [ UNKNOWN ] )  
READ:UNKNOWN

TO: clrm ( clrm @ doc.gov @ inet [ UNKNOWN ] )  
READ:UNKNOWN

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

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

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

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

TO: Mathew C. Blum ( CN=Mathew C. Blum/OU=OMB/O=EOP@EOP [ OMB ] )  
READ:UNKNOWN

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

TO: Jasmeet K. Seehra ( CN=Jasmeet K. Seehra/OU=OMB/O=EOP@EOP [ OMB ] )  
READ:UNKNOWN

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

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

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

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

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

CC: James J. Jukes ( CN=James J. Jukes/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:

You will not receive a paper copy of this LRM. Please note the deadline of 3pm TODAY. S. 1138 is being considered on the Senate floor TODAY.

LRM ID: IMS13  
EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
Washington, D.C. 20503-0001

Wednesday, June 9, 1999

LEGISLATIVE REFERRAL MEMORANDUM

TO: Legislative Liaison Officer - See Distribution  
below  
FROM: Richard E. Green (for) Assistant Director for  
Legislative Reference  
OMB CONTACT: Ingrid M. Schroeder  
PHONE: (202)395-3883 FAX: (202)395-3109  
SUBJECT: Statement of Administration Policy on S1138 Y2K Act

DEADLINE: 3pm Wednesday, June 9, 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: S. 1138 is being considered on the Senate floor TODAY. The bill text for S. 1138 can be found on the internet in THOMAS. The text of the Kerry amendment will be faxed seperately.

If we do not recieve your comments by the above deadline we will assume that you have no objection to the proposed SAP.

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29-DEFENSE - Samuel T. Brick Jr. - (703) 697-1305  
30-EDUCATION - Jack Kristy - (202) 401-8313  
32-ENERGY - Bob Rabben - (202) 586-6721  
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##### EOP:

Sarah Rosen  
John E. Thompson  
Lisa M. Brown  
David W. Beier  
Daniel Marcus  
Sally Katzen  
Phyllis Kaiser-Dark  
Shannon Mason  
Sara Wilson  
Caroline R. Fredrickson  
Lisa M. Kountoupes  
John A. Koskinen  
Sonyia Matthews  
Elena Kagan  
David J. Haun  
Jasmeet K. Sehra  
Timothy R. Fain  
Ellen J. Balis  
Linda B. Oliver  
Mathew C. Blum



(McCain (R-AZ) and 13 cosponsors)

The Administration strongly opposes S. 1138, the Y2K Act. If S. 1138 were presented to the President in its current form, the President's senior advisors would recommend that he veto the bill, for reasons noted in earlier letters to Congressional leadership on this subject. The Administration, however, strongly supports an amendment that will be offered by Senator Kerry, with Senators Robb, Daschle, Reed, Breaux, and \_\_\_\_\_, that would address the Administration's concerns. If this amendment is adopted, it would enable the Administration to support enthusiastically passage of the bill.

As the new century approaches, the products and services on which the nation depends must be ready to handle the year 2000 date change. The Administration recognizes the need to deter frivolous litigation that may result from actual or potential Y2K failures and agrees that meaningful and targeted Y2K-specific changes to litigation rules are in order.

The Administration's overriding concern, as stated previously, is that S. 1138 goes beyond the targeted Y2K changes that are necessary, will not enhance readiness, and instead may reduce the incentives organizations have to avoid or minimize Y2K-related problems in the products or services they market. S. 1138 would provide protections for defendants by capping punitive damages, increasing the burden on plaintiffs to mitigate damages, and limiting the defendants' liability to their proportional share of damages, regardless of whether defendants had been proactive in resolving potential Y2K problems. As a result, S. 1138 would undermine incentives to act now when the damage due to Y2K failures can still be averted or, at the very least, minimized.

Moreover, S. 1138 would apply to consumer and investor claims. Recent Federal legislation already made targeted modifications of the securities laws to prevent frivolous lawsuits; securities claims should be excluded from this measure. With respect to consumers, the Administration supports the approach adopted by the Kerry amendment under which consumer class action suits would be subject to the requirement that the suits allege a material defect and plead the defect and damages with specificity. Wholesale application of the bill to consumers, however, would raise the bar too high for many consumers who have been harmed, leaving them without adequate remedies. In addition, even while S. 1138 prevents consumers from pursuing legitimate claims, it would provide virtual immunity for consultants, accountants, and service providers (the "bystanders" described in the bill), extend the benefits of the "economic loss" rule to those who have committed intentional torts, and require courts to enforce contracts that would otherwise be illegal or unconscionable against those harmed.

Finally, S. 1138 would effectively move into Federal court class actions for Y2K claims, creating a heavy burden for the Federal judiciary, over the strong opposition of the Judicial Conference and in stark disregard for the traditional division of responsibilities between State and Federal courts.

The Kerry amendment addresses these concerns and makes targeted modifications to S. 1138, ensuring that the legislation would encourage not discourage readiness and deter frivolous lawsuits while keeping the courthouse door open for consumers and small businesses with legitimate claims.

\* \* \* \* \*

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-JUN-1999 09:56:30.00

SUBJECT: Re: text of press paper

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

TO: Courtney O. Gregoire ( CN=Courtney O. Gregoire/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

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

TEXT:

----- Forwarded by Karin Kullman/OPD/EOP on 06/09/99  
09:56 AM -----

Richard L. Siewert  
06/09/99 09:04:47 AM  
Record Type: Record

To: Karin Kullman/OPD/EOP@EOP  
cc:  
Subject: Re: text of press paper

Karin

Apparently, some civil right leaders are calling on the president to  
reopen old police brutality cases. can we get a q & a on that? Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-JUN-1999 08:58:43.00

SUBJECT: theater owners

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

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

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

TEXT:

I have to be in a morning meeting with the First Lady. If there are questions about how to respond to the good, but skeptical, coverage today. I can think of a three part answer: 1. it was just announced yesterday, local theater owners are in the best position to know what to do to control their doors, let's see what they come up with, 2. the announcement includes an education campaign where parents are to work with local NATO owners to figure out what is going on in their communities, 3. this is not the only step, POTUS has challenged the industry about the films they make and challenged to improve the rating system.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-JUN-1999 16:59:09.00

SUBJECT: Senate Justice Approps Subcmte Eliminated COPS program today

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

READ:UNKNOWN

TO: Courtney O. Gregoire ( CN=Courtney O. Gregoire/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:

Harkin's staff just told me the Senate Commerce-State-Justice bill reported out of subcommittee today eliminates the COPS program. They're faxing some paper to Martha Foley.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-JUN-1999 19:23:42.00

SUBJECT: Re: USCM Ideas from HUD

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

READ:UNKNOWN

TO: Loretta M. Ucelli ( CN=Loretta M. Ucelli/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:

Please keep me in the loop on announcements for Presidents remarks to USCM on Friday. This is very late in the day---5pm EST. We reported on our department/agency conference call today to coordinate our preparation for the USCM meeting that we expected the President would focus on State of the Cities Report, Republican Budget Proposal, perhaps guns and Kosovo. As staff contact for this activity, I would appreciate your help. Thanks.

----- Forwarded by Mickey Ibarra/WHO/EOP on 06/09/99  
07:15 PM -----

Paul J. Weinstein Jr.  
06/09/99 07:06:34 PM

Record Type: Record

To: Mickey Ibarra/WHO/EOP@EOP

cc:

Subject: Re: USCM Ideas from HUD

At this point I am not sure that we are going to do the announcements because we may announce a Brady report. However, the combination of the State of the Cities Report and the three initiatives on low income homeownership are probably presidential enough.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-JUN-1999 09:37:25.00

SUBJECT: Spoke to Elena; she disagrees, but DPC will go back to DOJ to discuss.

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

READ:UNKNOWN

TEXT:

fyi - my page to chuck

----- Forwarded by Sean P. Maloney/WHO/EOP on 06/09/99

09:36 AM -----

Sean P. Maloney

06/09/99 09:36:40 AM

Record Type: Record

To: 4719@WHCA

cc:

Subject: Spoke to Elena; she disagrees, but DPC will go back to DOJ to discuss.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-JUN-1999 17:47:35.00

SUBJECT: Class Size Strategy - Update

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

A quick update on today and yesterday's class size meetings:

Mike Cohen held a meeting yesterday with Education, OMB, and DPC staff to discuss strategies on the class size initiative in relation to the upcoming markup of the Republican (McKeon) teacher quality bill. The current expectation is that the bill will be marked up by committee before the end of the month. There is a meeting scheduled for Friday with staff from Goodling's, McKeon's, Martinez', and Clay's office and Education to address concerns with McKeon's bill.

Issues with McKeon Bill. ED has several significant concerns with the bill -- namely the class size and national board provisions. The Republican bill does not authorize a separate funding stream for class size reduction. Moreover, school districts can simply opt out of class size reduction activities for a multitude of reasons (e.g., lack of facilities or qualified teachers) and use the funds to support other teacher quality activities. The bill also prohibits the Secretary from supporting national certification schemes (i.e. the language could make it impossible to fund the national board for teacher certification).

Today's Congressional staff meeting. ED staff met this afternoon with Martinez' and Clay's staff. ED communicated that class size and the national board have real strong support in the WH and at ED. Martinez' and Clay's staff are in agreement. There was some disagreement as to whether to raise at Friday's meeting some of the other concerns - i.e. professional development - that Education would like to work on with Republican staff. After some wrangling, all agreed to start Friday's meeting with a strong statement on the non-negotiability of class size and the national board, and to also try and work out some of the professional development concerns.

WH Support. At Mike's meeting and again in phone class today, Education staff have stressed that they believe it is important for the WH to take a visible leadership role on the class size issue. Also, Sen Kennedy's staff is also asking for WH leadership and visibility on this issue. ED would like to discuss WH involvement on class size at Bruce's strategy meeting tomorrow. See next item for potential event.

Class Size Report/Release of Funds -- The Class Size initiative staff is

preparing a report that will show who has applied for the funds (all 50 states), discuss how successful districts have been in meeting their hiring plans, and give examples of how the funds will be used. An initial version of this report may be ready to go in early July. Note: the class size funds themselves will be distributed on July 1.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-JUN-1999 15:54:19.00

SUBJECT: FYI-- EPICC/EEOC

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

I wanted to make you aware, that tomorrow, the National Women's Law Center will send a letter to the EEOC asking that guidance be issued to employers stating that not providing contraceptive coverage would be a violation under Title VII. According to the EEOC, it will take a couple of months before they determine whether they should issue such guidance. If EEOC were to find in favor of the Law Center's analysis, EPICC would still be necessary (for the 14 million or so in firms under 15, and the 16 million or so whose insurance is not provided by their employer) However, Lowey's office and the other choice groups are not pleased with the Law Center's timing since EPICC is on track to be introduced tomorrow (press conf. at 11:00 in Senate Swamp)

Upshot -- Know about the NWLC letter in case we get questions. While the NWLC strategy is not ideal, I think we can work with it.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-JUN-1999 16:24:33.00

SUBJECT: COPS

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

READ:UNKNOWN

TEXT:

I got a call from someone in the Senate saying that the Senate Rs "zeroed out" COPS (and shifted the funds into a separate \$350 million technology program and a \$150 million safe schools program...jc3

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-JUN-1999 12:11:40.00

SUBJECT: EEOC issue

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Assuming we formally endorse EPICC, the timing of EEOC's guidance to employers regarding whether those covered by Title VII must provide contraception benefits is relevant. I have a call into Ellen Vargas to find out where things stand.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-JUN-1999 09:39:36.00

SUBJECT: POTUS guidance

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

CC: Courtney O. Gregoire ( CN=Courtney O. Gregoire/OU=OPD/O=EOP@EOP [ OPD ] )  
READ:UNKNOWN

TEXT:

Here are Q&A on gambling and media violence:

Q: Does your Administration support the expected findings -- including a moratorium on gambling expansion, a prohibition on Internet gambling, and more regulation of Indian gaming -- of the National Gambling Impact Study Commission?

A: Since the study has not yet been forwarded to the Administration it would be premature to comment. We look forward to receiving the study and giving it careful consideration. It should be noted, however, that any regulation of content on the Internet raises many significant issues, including international issues, and we will need to examine those issues closely once we receive the study.

Q: What have you done to curb the amount of media violence children are exposed to, and what can we do about this problem?

A. I believe that all of us must work together and accept responsibility for the safety of our children in our schools and our communities -- if we are to solve this problem. That means there is more for each of us to do at home and at school, in Hollywood and in the heartland and here in Washington.

First and most fundamentally, we must help parents fulfill their most important responsibilities -- those to their children. Parents need to turn off the television or use the V-Chip to block inappropriate programming. The V-Chip will be in every new television by the end of the year and at my Strategy Session on Children, Violence and Responsibility I announced a public/private partnership to educate parents about how to use the V-Chip. After that Strategy Session a number of groups have also volunteered to help build a grassroots coalition to prevent youth violence, and I am heartened because I believe that is the way we will move forward on this issue, together. We also need to do a number of specific things like encourage parents to use the new tools that the Vice President has worked on to help parents keep an eye on the computer screen; and parents need to refuse to buy products that glorify violence.

I've called on the media and entertainment industries for their

participation as

well. Studies indicate that there is an adverse impact on our culture and our children if there is too much violence coming out of what they see and experience. So I've challenged the people who produce these things to consider the consequences of them -- whether it's a violent movie, a CD, a video game. First, I challenged theater and video store owners to enforce more strictly the rating systems on the movies they show, rent, and sell -- a challenge that the theatre owners accepted this week and they will now require photo I.D. for "R" rated movies. Second, I've challenged the whole industry to stop showing guns in any ads or previews children might see. Thirdly, I've challenged the movie industry to reevaluate its entire ratings systems, especially the PG-13 rating, to determine whether it is allowing too much gratuitous violence in movies approved for viewing by children. Finally, as many of you know, I've called on the FTC and the Justice Department to study the marketing of violence to children.