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ARMS - BOX 053 - FOLDER -002

[06/17/1999-06/18/1999]

Withdrawal/Redaction Sheet

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Sean Maloney to Elena Kagan re nomination [partial] (1 page)	06/17/1999	P6/b(6)
002. email	Beverly Barnes to Elena Kagan re nomination [partial] (1 page)	06/17/1999	P6/b(6)
003. email	Jordan Tamagni to Elena Kagan re no subject (1 page)	06/17/1999	P6/b(6)
004. email	Melinda Haskins to Elena Kagan re FYI (1 page)	06/18/1999	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[06/17/1999-06/18/1999]

2009-1006-F

kc216

RESTRICTION CODES

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

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

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

- b(1) National security classified information [(b)(1) of the FOIA]
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- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

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

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

RR. Document will be reviewed upon request.

Withdrawal/Redaction Marker

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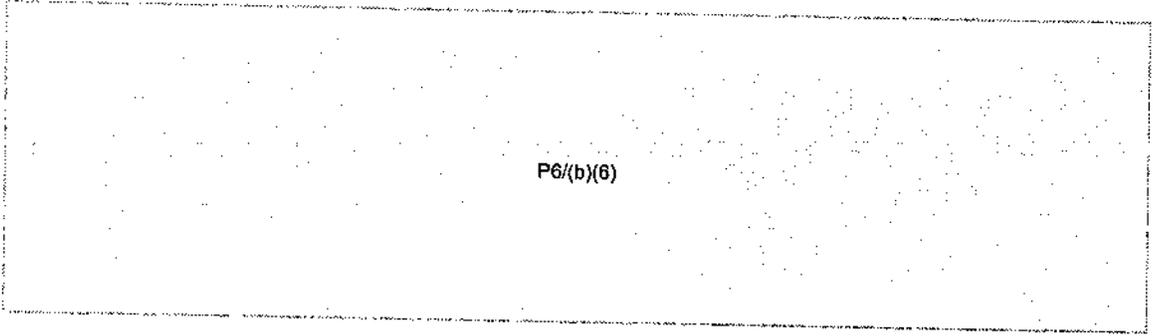
RR. Document will be reviewed upon request.

[001]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:17-JUN-1999 17:19:55.00



From: Julia M. Payne on 06/17/99 04:22:06 PM
Record Type: Record

To: See the distribution list at the bottom of this message
cc: Sarah Wilson/WHO/EOP@EOP
Subject: President Clinton nominates three to Federal Bench

THE WHITE HOUSE

Office of the Press Secretary
(Cologne, Germany)

For Immediate
Release
June 17, 1999

**PRESIDENT CLINTON NOMINATES MARYANNE TRUMP BARRY, JAMES E. DUFFY, JR.,
AND ELENA KAGAN TO THE FEDERAL BENCH**

The President today nominated Maryanne Trump Barry to the U.S. Court of Appeals for the Third Circuit (New Jersey), James E. Duffy, Jr. to the U.S. Court of Appeals for the Ninth Circuit (Hawaii), and Elena Kagan to the U.S. Court of Appeals for the District of Columbia Circuit.

Judge Maryanne Trump Barry, of Sparta, New Jersey, has been a United States District Judge for the District of New Jersey since 1983. She received her B.A. in 1958 from Mount Holyoke College, her M.A. in 1962 from Columbia University, and her J.D. in 1974 from Hofstra University School of Law. Prior to her appointment as a U.S. District Judge in 1983, Barry had worked for nine years in the Office of the U.S. Attorney in New Jersey, serving in a variety of capacities including: Assistant U.S. Attorney (1974-75), Deputy Chief of the Appeals Division (1976-77), Chief of the Appeals Division (1977-82), Executive Assistant U.S. Attorney (1981-82), and First Assistant U.S. Attorney (1981-83). As a U.S. District Judge, Barry served as the Chair of the Criminal Law Committee of the Judicial Conference (1994-96).

James E. Duffy, Jr., of Honolulu, Hawaii, has been a partner in the Honolulu law firm of Fujiyama, Duffy and Fujiyama since 1975. Although born and educated on the mainland, Duffy has been a litigator in

Hawaii for his entire legal career. He received his B.A. from the College of St. Thomas and his J.D. from Marquette University Law School in 1968. Upon graduation from law school, Duffy moved to Hawaii and entered private practice, first as an associate at Cobb and Gould (1968-71), then as an associate at Chuck and Fujiyama (1972-74). Duffy has been a partner at Fujiyama, Duffy and Fujiyama for almost 25 years.

Elena Kagan, of the District of Columbia, will be a Visiting Professor at Harvard Law School beginning in July 1999. She received a B.A. summa cum laude from Princeton University (1981), a M. Phil. from Oxford University (1983), and a J.D. magna cum laude from Harvard Law School (1986). Following law school, she clerked on the U.S. Court of Appeals for the D.C. Circuit for Judge Abner Mikva (1986-87) and on the U.S. Supreme Court for Justice Thurgood Marshall (1987-88). Kagan was then an associate at Williams and Connolly (1989-91). She joined the faculty of the University of Chicago Law School as an assistant professor in 1991 and became a full professor with tenure in 1995. Kagan was Special Counsel to the Senate Judiciary Committee during the confirmation hearings of Ruth Bader Ginsburg (Summer 1993). She served as Associate Counsel to the President from 1995 to 1996 and Deputy Assistant to the President for Domestic Policy and Deputy Director of the Domestic Policy Council from 1997 to 1999. In addition, she has been a member of the Board of Governors of the Chicago Council of Lawyers and a public member of the Administrative Conference of the United States.

30-30-30

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1=US @ 2=WESTERN UNION @ 5=ATT.COM @ *ELN\62955104 @ MRX @ LNCTWY
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tnewell@ostp.eop.gov @ INET @ LNCTWY
Elizabeth R. Newman/WHO/EOP@EOP
Jordan Tamagni/WHO/EOP@EOP
HEMMIG_M@A1 @ CD @ LNCTWY
Ashley L. Raines/OA/EOP@EOP
Peter A. Weissman/OPD/EOP@EOP
Douglas J. Band/WHO/EOP@EOP
Edwin R. Thomas III/WHO/EOP@EOP
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William W. McCathran/WHO/EOP@EOP
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Elliot J. Diringer/CEQ/EOP@EOP
Nanda Chitre/WHO/EOP@EOP
Melissa M. Murray/WHO/EOP@EOP

Lisa J. Levin/WHO/EOP@EOP
Katharine Button/WHO/EOP@EOP
Douglas R. Matties/OA/EOP@EOP
Eli G. Attie/OVP@OVP
wh-outbox-distr@pub.pub.whitehouse.gov @ inet
Sean P. Maloney/WHO/EOP@EOP
Marsha Scott/WHO/EOP@EOP
Linda Ricci/OMB/EOP@EOP
Mark D. Neschis/WHO/EOP@EOP
Jeffrey A. Shesol/WHO/EOP@EOP
Heather M. Riley/WHO/EOP@EOP
McGavock D. Reed/OMB/EOP@EOP
Janelle E. Erickson/WHO/EOP@EOP
Delia A. Cohen/WHO/EOP@EOP
Maureen T. Shea/WHO/EOP@EOP
RUNDLET_P@A1 @ CD @ VAXGTWY
BUDIG_N@A1@CD@VAXGTWY
Fred DuVal/WHO/EOP@EOP
Pubs_Backup
William C. Haymes/OA/EOP@EOP
Jason H. Schechter/WHO/EOP@EOP
Carolmast@aol.com
Sheyda Jahanbani/NSC/EOP@EOP
Marty J. Hoffmann/WHO/EOP@EOP
Dorinda A. Salcido/WHO/EOP@EOP
dmilbank@tnr.com
Julie B. Goldberg/WHO/EOP@EOP
Sarah E. Gegenheimer/WHO/EOP@EOP
kyle.mckinnon@kcrw.org
Thomas M. Rosshirt/OVP@OVP
Minyon Moore/WHO/EOP@EOP
Charles M. Brain/WHO/EOP@EOP
Dario J. Gomez/WHO/EOP@EOP
Carolyn T. Wu/WHO/EOP@EOP
Edward F. Hughes/WHO/EOP@EOP
Rajiv Y. Mody/WHO/EOP@EOP
Robin Leeds/WHO/EOP@EOP
Deborah B. Mohile/WHO/EOP@EOP
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Kelley L. O'Dell/WHO/EOP@EOP
Jonathan M. Young/WHO/EOP@EOP
Jackson T. Dunn/WHO/EOP@EOP
Robert B. Johnson/WHO/EOP@EOP
Charles H. Cole/WHO/EOP@EOP
drosen@newsweek.com
Jennifer Ferguson/OMB/EOP@EOP
Joshua S. Gottheimer/WHO/EOP@EOP
Carrie A. Street/WHO/EOP@EOP
mhall@usatoday.com
spage@usatoday.com
bnichols@usatoday.com
Paul D. Glastris/WHO/EOP@EOP
Maria E. Soto/WHO/EOP@EOP
Alejandro G. Cabrera/OVP@OVP
Christopher K. Scully/WHO/EOP@EOP

JOHN.LONGBRAKE@MS01.DO.treas.sprint.com
kara.gerhardt@ost.dot.gov
Mindy E. Myers/WHO/EOP@EOP
meglynn@usia.gov @ INET @ LNGTWY
Larry.mcquillan@reuters.com
Deborin@aol.com
Jonathan A. Kaplan/OPD/EOP@EOP
Karen Tramontano/WHO/EOP@EOP
Skye S. Philbrick/WHO/EOP@EOP
Toby C. Graff/WHO/EOP@EOP
Samuel O. Spencer/WHO/EOP@EOP
Caroline R. Fredrickson/WHO/EOP@EOP
Matthew J. Bianco/WHO/EOP@EOP
Nancy.mathis@chron.com
Matt Gobush/NSC/EOP@EOP
James.gerstenzang@latimes.com
scott.barancik@americanbanker.com
IGCP@usia.gov
Evan Ryan/WHO/EOP@EOP
rsimoncol@aol.com
Brian S. Mason/OMB/EOP@EOP
Marty J. Hoffmann/WHO/EOP@EOP
Matthew W. Pitcher/WHO/EOP@EOP
David R. Goodfriend/WHO/EOP@EOP
photo@upi.com
kenneth.prewitt@ccMail.census.gov
Eli P. Joseph/WHO/EOP@EOP
Neal Sharma/WHO/EOP@EOP
Jodi Enda <jenda @ krwashington.com>
Jeffrey L. Farrow/WHO/EOP@EOP
marhast@aol.com @ inet
mpena@efeamerica.com @ inet
mgarcia@pacific.org @ inet
info@elsoldetexas.com @ inet
durph@aol.com @ inet
Linda L. Moore/WHO/EOP@EOP
Orson C. Porter/WHO/EOP@EOP
Bridget T. Leininger/WHO/EOP@EOP
Craig Hughes/WHO/EOP@EOP
Simeona F. Pasquil/WHO/EOP@EOP
bob.davis@news.wsj.com
Victoria L. Valentine/WHO/EOP@EOP
Elena Kagan/OPD/EOP@EOP
jeanne.cummings@news.wsj.com
bob.davis@news.wsj.com
patricia.peart@MSNBC.COM
Sean P. O'Shea/WHO/EOP@EOP
Abigail C. Smith/WHO/EOP@EOP
Veronica DeLaGarza/WHO/EOP@EOP
Richard L. Siewert/WHO/EOP@EOP
jorszag@doc.gov
Jennifer H. Smith/WHO/EOP@EOP
mmacdonald1@doc.gov
aaron_cohen@metronetworks.com
Shannon M. Hinderliter/WHO/EOP@EOP
Michael J. Sullivan/WHO/EOP@EOP
James E. Kennedy/WHO/EOP@EOP
Erica S. Lepping/WHO/EOP@EOP
ssaukas@nbc.com
Jason H. Schechter/WHO/EOP@EOP

Mark J. Bernstein/WHO/EOP@EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:17-JUN-1999 16:34:50.00

SUBJECT: Re:

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

READ:UNKNOWN

TEXT:

I do think counsel look a little too chummy in the graphic! But I will be rooting for you!

Withdrawal/Redaction Marker Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
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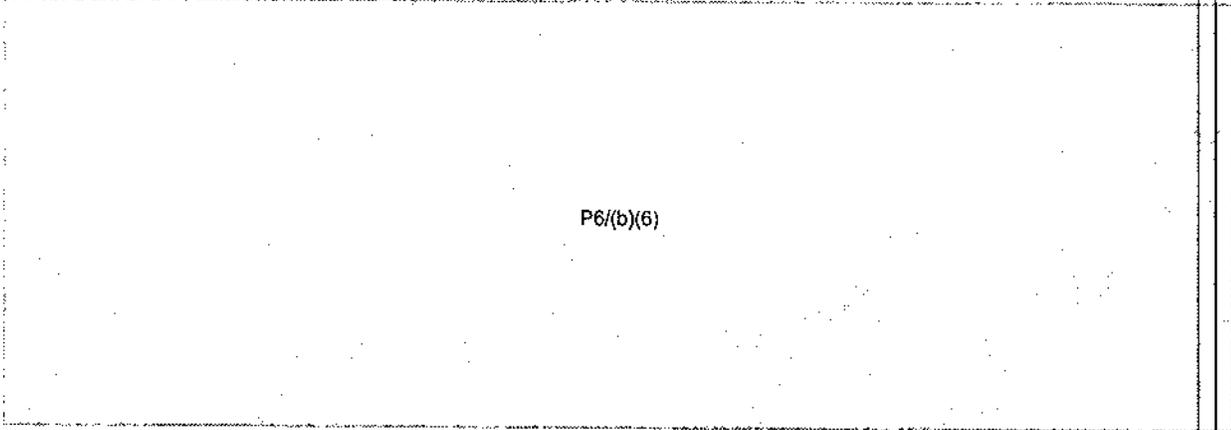
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[002]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Beverly J. Barnes (CN=Beverly J. Barnes/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:17-JUN-1999 16:24:59.00



P6(b)(6)

From: Julia M. Payne on 06/17/99 04:22:06 PM
Record Type: Record

To: See the distribution list at the bottom of this message
cc: Sarah Wilson/WHO/EOP@EOP
Subject: President Clinton nominates three to Federal Bench

THE WHITE HOUSE

Office of the Press Secretary
(Cologne, Germany)

For Immediate
Release
June 17, 1999

**PRESIDENT CLINTON NOMINATES MARYANNE TRUMP BARRY, JAMES E. DUFFY, JR.,
AND ELENA KAGAN TO THE FEDERAL BENCH**

The President today nominated Maryanne Trump Barry to the U.S. Court of Appeals for the Third Circuit (New Jersey), James E. Duffy, Jr. to the U.S. Court of Appeals for the Ninth Circuit (Hawaii), and Elena Kagan to the U.S. Court of Appeals for the District of Columbia Circuit.

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usnwire@access.digex.com @ inet
GRAY_W@A1 @ CD @ LNGTWY
NAPLAN_S@A1 @ CD @ LNGTWY
WEINER_R@A1 @ CD @ LNGTWY
GRIBBEN_J@A1 @ CD @ LNGTWY
tnewell@ostp.eop.gov @ INET @ LNGTWY
Elizabeth R. Newman/WHO/EOP@EOP
Jordan Tamagni/WHO/EOP@EOP
HEMMIG_M@A1 @ CD @ LNGTWY
Ashley L. Raines/OA/EOP@EOP
Peter A. Weissman/OPD/EOP@EOP
Douglas J. Band/WHO/EOP@EOP
Edwin R. Thomas III/WHO/EOP@EOP
Sherman A. Williams/WHO/EOP@EOP
William W. McCathran/WHO/EOP@EOP
Julia M. Payne/WHO/EOP@EOP
Robin J. Bachman/WHO/EOP@EOP
Ruby Shamir/OPD/EOP@EOP
Nicole R. Rabner/WHO/EOP@EOP
June Shih/WHO/EOP@EOP
Brooks E. Scoville/WHO/EOP@EOP
Neera Tanden/WHO/EOP@EOP
Sarah S. Knight/WHO/EOP@EOP
Tracy F. Sisser/WHO/EOP@EOP
Woyneab M. Wondwossen/WHO/EOP@EOP
Judithanne V. Scourfield/WHO/EOP@EOP
Patrick E. Briggs/WHO/EOP@EOP
Debra S. Wood/WHO/EOP@EOP
Daniel W. Burkhardt/WHO/EOP@EOP
Maureen A. Hudson/WHO/EOP@EOP
Lana Dickey/WHO/EOP@EOP
Carmen B. Fowler/WHO/EOP@EOP
Lynn G. Cutler/WHO/EOP@EOP
Julianne B. Corbett/WHO/EOP@EOP
Walker F. Bass/WHO/EOP@EOP
Virginia Apuzzo/WHO/EOP@EOP

Michael V. Terrell/CEQ/EOP@EOP
Elliot J. Diringer/CEQ/EOP@EOP
Nanda Chitre/WHO/EOP@EOP
Melissa M. Murray/WHO/EOP@EOP
Lisa J. Levin/WHO/EOP@EOP
Katharine Button/WHO/EOP@EOP
Douglas R. Matties/OA/EOP@EOP
Eli G. Attie/OVP@OVP
wh-outbox-distr@pub.pub.whitehouse.gov @ inet
Sean P. Maloney/WHO/EOP@EOP
Marsha Scott/WHO/EOP@EOP
Linda Ricci/OMB/EOP@EOP
Mark D. Neschis/WHO/EOP@EOP
Jeffrey A. Shesol/WHO/EOP@EOP
Heather M. Riley/WHO/EOP@EOP
McGavock D. Reed/OMB/EOP@EOP
Janelle E. Erickson/WHO/EOP@EOP
Delia A. Cohen/WHO/EOP@EOP
Maureen T. Shea/WHO/EOP@EOP
RUNDLET_P@A1 @ CD @ VAXGTWY
BUDIG_N@A1@CD@VAXGTWY
Fred DuVal/WHO/EOP@EOP
Pubs_Backup
William C. Haymes/OA/EOP@EOP
Jason H. Schechter/WHO/EOP@EOP
Carolmast@aol.com
Sheyda Jahanbani/NSC/EOP@EOP
Marty J. Hoffmann/WHO/EOP@EOP
Dorinda A. Salcido/WHO/EOP@EOP
dmilbank@tnr.com
Julie B. Goldberg/WHO/EOP@EOP
Sarah E. Gegenheimer/WHO/EOP@EOP
kyle.mckinnon@kcrw.org
Thomas M. Rosshirt/OVP@OVP
Minyon Moore/WHO/EOP@EOP
Charles M. Brain/WHO/EOP@EOP
Dario J. Gomez/WHO/EOP@EOP
Carolyn T. Wu/WHO/EOP@EOP
Edward F. Hughes/WHO/EOP@EOP
Rajiv Y. Mody/WHO/EOP@EOP
Robin Leeds/WHO/EOP@EOP
Deborah B. Mohile/WHO/EOP@EOP
Sondra L. Seba/WHO/EOP@EOP
Tania I. Lopez/WHO/EOP@EOP
Maritza Rivera/WHO/EOP@EOP
Jena V. Roscoe/WHO/EOP@EOP
Cheryl M. Carter/WHO/EOP@EOP
Jocelyn A. Bucaro/WHO/EOP@EOP
Kelley L. O'Dell/WHO/EOP@EOP
Jonathan M. Young/WHO/EOP@EOP
Jackson T. Dunn/WHO/EOP@EOP
Robert B. Johnson/WHO/EOP@EOP
Charles H. Cole/WHO/EOP@EOP
drosen@newsweek.com
Jennifer Ferguson/OMB/EOP@EOP
Joshua S. Gottheimer/WHO/EOP@EOP
Carrie A. Street/WHO/EOP@EOP
mhall@usatoday.com
spage@usatoday.com
bnichols@usatoday.com

Paul D. Glastris/WHO/EOP@EOP
Maria E. Soto/WHO/EOP@EOP
Alejandro G. Cabrera/OVP@OVP
Christopher K. Scully/WHO/EOP@EOP
JOHN.LONGBRAKE@MS01.DO.treas.sprint.com
kara.gerhardt@ost.dot.gov
Mindy E. Myers/WHO/EOP@EOP
meglynn@usia.gov @ INET @ LNGTWY
Larry.mcquillan@reuters.com
Deborin@aol.com
Jonathan A. Kaplan/OPD/EOP@EOP
Karen Tramontano/WHO/EOP@EOP
Skye S. Philbrick/WHO/EOP@EOP
Toby C. Graff/WHO/EOP@EOP
Samuel O. Spencer/WHO/EOP@EOP
Caroline R. Fredrickson/WHO/EOP@EOP
Matthew J. Bianco/WHO/EOP@EOP
Nancy.mathis@chron.com
Matt Gobush/NSC/EOP@EOP
James.gerstenzang@latimes.com
scott.barancik@americanbanker.com
IGCP@usia.gov
Evan Ryan/WHO/EOP@EOP
rsimoncol@aol.com
Brian S. Mason/OMB/EOP@EOP
Marty J. Hoffmann/WHO/EOP@EOP
Matthew W. Pitcher/WHO/EOP@EOP
David R. Goodfriend/WHO/EOP@EOP
photo@upi.com
kenneth.prewitt@ccMail.census.gov
Eli P. Joseph/WHO/EOP@EOP
Neal Sharma/WHO/EOP@EOP
Jodi Enda <jenda @ krwashington.com>
Jeffrey L. Farrow/WHO/EOP@EOP
marhast@aol.com @ inet
mpena@efeamerica.com @ inet
mgarcia@pacifica.org @ inet
info@elsoldetexas.com @ inet
durph@aol.com @ inet
Linda L. Moore/WHO/EOP@EOP
Orson C. Porter/WHO/EOP@EOP
Bridget T. Leininger/WHO/EOP@EOP
Craig Hughes/WHO/EOP@EOP
Simeona F. Pasquil/WHO/EOP@EOP
bob.davis@news.wsj.com
Victoria L. Valentine/WHO/EOP@EOP
Elena Kagan/OPD/EOP@EOP
jeanne.cummings@news.wsj.com
bob.davis@news.wsj.com
patricia.peart@MSNBC.COM
Sean P. O'Shea/WHO/EOP@EOP
Abigail C. Smith/WHO/EOP@EOP
Veronica DeLaGarza/WHO/EOP@EOP
Richard L. Siewert/WHO/EOP@EOP
jorszag@doc.gov
Jennifer H. Smith/WHO/EOP@EOP
mmacdonald1@doc.gov
aaron_cohen@metronetworks.com
Shannon M. Hinderliter/WHO/EOP@EOP
Michael J. Sullivan/WHO/EOP@EOP

James E. Kennedy/WHO/EOP@EOP
Erica S. Lepping/WHO/EOP@EOP
ssaukas@nbc.com
Jason H. Schechter/WHO/EOP@EOP
Mark J. Bernstein/WHO/EOP@EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:17-JUN-1999 14:54:58.00

SUBJECT: Today's 4:00 Health Care Strategy Meeting

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

CC: Andrew F. Schneider (CN=Andrew F. Schneider/O=OVP@OVP [UNKNOWN])

READ:UNKNOWN

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

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

TEXT:
IS CANCELLED

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:17-JUN-1999 12:42:56.00

SUBJECT: URGENT NEED COMMENTS NO LATER THAN 1:00PM -- FINAL CLEARANCE -- FOREIGN OP

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

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

TO: Todd Stern (CN=Todd Stern/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: Ron Klain (CN=Ron Klain/O=OVP@OVP [UNKNOWN])
READ:UNKNOWN

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

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

TO: Lynn G. Cutler (CN=Lynn G. Cutler/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: Miles M. Lackey (CN=Miles M. Lackey/OU=NSC/O=EOP@EOP [NSC])
READ:UNKNOWN

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

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

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

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

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

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

READ:UNKNOWN

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

CC: Wendy E. Gray (CN=Wendy E. Gray/OU=NSC/O=EOP@EOP [NSC])
READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

CC: Mara E. Rudman (CN=Mara E. Rudman/OU=NSC/O=EOP@EOP [UNKNOWN])
READ:UNKNOWN

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

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

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

READ:UNKNOWN

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

CC: Mark J. Tavlarides (CN=Mark J. Tavlarides/OU=NSC/O=EOP@EOP [NSC])
READ:UNKNOWN

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

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

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

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

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

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

TEXT:

SENATE FULL COMMITTEE MARK UP OF THE FOREIGN OPS BILL IS SCHEDULED FOR TODAY AT 2:00PM. NEED CLEARANCE AND COMMENTS NO LATER THAN 1:00PM. MY APOLOGIES FOR THE SHORT TURNAROUND. THANK YOU!

PLEASE NOTE THAT JACK LEW AND SYLVIA MATHEWS HAVE NOT HAD THE OPPORTUNITY TO REVIEW THIS DRAFT.

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D6]ARMS238302675.136 to ASCII,
The following is a HEX DUMP:

FF575043D5040000010A0201000000020500000067110000000200007A1114AFDE4002FC85B7FA
9273386E28FA4EFC780CAFDC130C1C7CAF76F672024A23E98B42FCD67C9F2C9AA4210030E924FA
B32FB5D88F5309C896803E9022DA92265C8781BC3451974C6947E334C8AC5E84D801A8414E7C24
4F75CF668E2D288296638A2267302C314ED226B8BE5BDE9C6DE5E576B24651F061047696D3648F
BA752B9DB4DD6BBC3159DE3C8CB120009BE27A64DB9BDD5B9572240B011E10AE51199AD77315C7
C196863745EFC10CE2EB8EBA96C496A9D725364EE518E1B75B089B9D5D1CBC115BEA080F7A38E5
BA3C70E4B02BA5C758B8928B8481B12C582CF1A2EEBA86EAFE8D5235F29041AD891FD68A0DF5E
02F0E4931A9D36F6E760BF885486C3686F2FFD75275545D11E65EEA35453E1150F6A5C8C69CB0A
2F1DF2E7FE6419A6AFCDDE73F1E4600702C4529916E0201A9F38BD47972B747AA8A53D7D37408E
9B78D72F95B4F27629FFF8EC3EEB5CFA22CE1212A420455367DD0B5D55D4EC059DBF43EA709190
AC881412A74784422F9EFBB41230479788BE0590E05DDCB3FB50B2FB15E42F492352340E865314

June 17, 1999

Dear Chairman Stevens:

The purpose of this letter is to provide the Administration's views on the FY 2000 Foreign Operations appropriations bill. As the Committee develops its version of the bill, your consideration of the Administration's views would be appreciated. These views are based on incomplete information since the Administration has not had the opportunity to review the draft bill and report language, and are, therefore, necessarily preliminary.

The allocation of discretionary resources available to the Senate under the Congressional Budget Resolution is simply inadequate to make the necessary investments that our citizens need and expect. The President's FY 2000 Budget proposes levels of discretionary spending that meet such needs while conforming to the Bipartisan Budget Agreement by making savings proposals in mandatory and other programs available to help finance this spending. Congress has approved, and the President has signed into law, nearly \$29 billion of such offsets in appropriations legislation since 1995. The Administration urges the Congress to consider such proposals.

The Administration appreciates efforts by the Committee to accommodate certain of the President's priorities within the 302(b) allocation. However, it is our understanding that the Committee bill is over \$1.9 billion, or 13 percent, below the program level requested by the President. A bill funded at this level would be grossly inadequate to maintain America's leadership around the world. It would inevitably require reductions from previously enacted levels for programs managed by the Departments of State and Treasury, the Agency for International Development and others.

The bill, for example, would increase our arrears to various multilateral development banks, and preclude our leadership in reducing debt of the poorest countries. It would undercut our efforts to reduce the proliferation of weapons of mass destruction in Russia and would remove any discretion the President has to respond to a host of threats around the world.

The Administration also has problems with many language provisions that we understand may be in the bill. Various provisions concerning Kosovo and Russia, for example, in the context of difficult and sensitive negotiations are particularly ill-advised. There are also a large number of earmarks and other restrictions that would significantly hinder the achievement of American foreign policy goals.

If our understanding of the bill's funding level and language issues is correct, then the President's senior advisors would have no choice but to recommend that he veto this bill.

Sincerely,

Automated Records Management System
Hex-Dump Conversion

17 June 1999
12:37:25

Automated Records Management System
Hex-Dump Conversion

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:17-JUN-1999 17:59:44.00

SUBJECT: Gambling study

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

I've checked with Justice and they are just going to say that they look forward to commenting on it. According to Justice, we probably agree with some of the findings, disagree with others, and, at this time, haven't developed a position on some of the findings. DOJ doesn't have a final copy of the report, and the Commission is not giving out copies until tomorrow. Given that we don't have the report and we don't have a consistent position yet, I don't think we can say more than we will give the report careful consideration.

If you think it's appropriate, I'll set up an interagency group so that we can have a coordinated process to review the report -- probably Justice, Commerce, Interior, Treasury, OMB, Counsel's Office, etc.

Gambling Q&A

June 18, 1999

Q: Does your Administration support the 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 Administration is just receiving the study today, it would be premature to comment. We look forward to receiving the study and giving it careful consideration.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
003. email	Jordan Tamagni to Elena Kagan re no subject (1 page)	06/17/1999	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[06/17/1999-06/18/1999]

2009-1006-F
kc216

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]

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]

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.

Clinton Presidential Records Automated Records Management System [EMAIL]

This is not a presidential record. This is used as an administrative marker by the William J. Clinton Presidential Library Staff.

Hex Dump file is not in a recognizable format, has been incorrectly decoded or is damaged.

File Name: p_i7643362_opd_html_1.msoff

Attachment Number: [ATTACH.D56]ARMS23633467J.136

**Clinton Presidential Records
Automated Records Management
System [EMAIL]**

This is not a presidential record. This is used as an administrative marker by the William J. Clinton Presidential Library Staff.

Hex Dump file is not in a recognizable format, has been incorrectly decoded or is damaged.

File Name: p_i7643362_opd_html_2.hex

Attachment Number: [ATTACH.D56]ARMS23633467K.136

**Clinton Presidential Records
Automated Records Management
System [EMAIL]**

This is not a presidential record. This is used as an administrative marker by the William J. Clinton Presidential Library Staff.

Hex Dump file is not in a recognizable format, has been incorrectly decoded or is damaged.

File Name: p_i7643362_opd_html_3.msoff

Attachment Number: [ATTACH.D56]ARMS24633467L.136

**Clinton Presidential Records
Automated Records Management
System [EMAIL]**

This is not a presidential record. This is used as an administrative marker by the William J. Clinton Presidential Library Staff.

Hex Dump file is not in a recognizable format, has been incorrectly decoded or is damaged.

File Name: p_i7643362_opd_html_4.hex

Attachment Number: [ATTACH.D56]ARMS24633467M.136

Clinton Presidential Records Automated Records Management System [EMAIL]

This is not a presidential record. This is used as an administrative marker by the William J. Clinton Presidential Library Staff.

Hex Dump file is not in a recognizable format, has been incorrectly decoded or is damaged.

File Name: p_i7643362_opd_html_5.msoff

Attachment Number: [ATTACH.D56]ARMS24633467N.136

Clinton Presidential Records Automated Records Management System [EMAIL]

This is not a presidential record. This is used as an administrative marker by the William J. Clinton Presidential Library Staff.

Hex Dump file is not in a recognizable format, has been incorrectly decoded or is damaged.

File Name: p_i7643362_opd_html_6.hex

Attachment Number: [ATTACH.D56]ARMS25633467O.136

Clinton Presidential Records Automated Records Management System [EMAIL]

This is not a presidential record. This is used as an administrative marker by the William J. Clinton Presidential Library Staff.

Hex Dump file is not in a recognizable format, has been incorrectly decoded or is damaged.

File Name: p_i7643362_opd_html_7.msoff

Attachment Number: [ATTACH.D56]ARMS25633467P.136

Clinton Presidential Records Automated Records Management System [EMAIL]

This is not a presidential record. This is used as an administrative marker by the William J. Clinton Presidential Library Staff.

Hex Dump file is not in a recognizable format, has been incorrectly decoded or is damaged.

File Name: p_i7643362_opd_html_8.hex

Attachment Number: [ATTACH.D56]ARMS25633467Q.136

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
004. email	Melinda Haskins to Elena Kagan re FYI (1 page)	06/18/1999	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[06/17/1999-06/18/1999]

2009-1006-F
 kc216

RESTRICTION CODES

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

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

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

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

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

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

RR. Document will be reviewed upon request.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-JUN-1999 13:42:45.00

SUBJECT: daily report

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

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

TO: Janet L. Yellen (CN=Janet L. Yellen/OU=CEA/O=EOP@EOP [CEA])
READ:UNKNOWN

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

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

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

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

TO: Minyon Moore (CN=Minyon Moore/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: Ron Klain (CN=Ron Klain/O=OVP@OVP [UNKNOWN])
READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

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

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

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

CC: Nina L. Hachigian (CN=Nina L. Hachigian/OU=NSC/O=EOP@EOP [NSC])
READ:UNKNOWN

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

CC: Justin L. Coleman (CN=Justin L. Coleman/OU=WHO/O=EOP@EOP [UNKNOWN])

READ:UNKNOWN

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

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

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

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

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

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

TEXT:

please submit items for today's daily report by email to me (with a cc: to barbara barclay) by 3:00 p.m.; thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-JUN-1999 19:25:09.00

SUBJECT: 10:30AM MONDAY DEADLINE -- FINAL CLEARANCE -- Draft SAP H.R. 1906 on Ag/Ru

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

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

TO: Todd Stern (CN=Todd Stern/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: Ron Klain (CN=Ron Klain/O=OVP@OVP [UNKNOWN])
READ:UNKNOWN

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

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

TO: Lynn G. Cutler (CN=Lynn G. Cutler/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: Miles M. Lackey (CN=Miles M. Lackey/OU=NSC/O=EOP@EOP [NSC])
READ:UNKNOWN

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

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

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

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

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

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

READ:UNKNOWN

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

CC: Wendy E. Gray (CN=Wendy E. Gray/OU=NSC/O=EOP@EOP [NSC])
READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

CC: Mara E. Rudman (CN=Mara E. Rudman/OU=NSC/O=EOP@EOP [UNKNOWN])
READ:UNKNOWN

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

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

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

READ:UNKNOWN

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

CC: Mark J. Tavlarides (CN=Mark J. Tavlarides/OU=NSC/O=EOP@EOP [NSC])
READ:UNKNOWN

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

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

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

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

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

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

TEXT:

Attached for your clearance is a final draft Senate floor SAP on the H.R. 1906 Ag/Rural Development Approps Bill FY00. The Seante is scheduled to consider H.R. 1906 on Monday, June 21. Please provide sign-off and/or comments no later than 10:30AM Monday morning. Thank you!

Please note that Jack Lew has not had the opportunity to review this draft.

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D29]ARMS29260677Y.136 to ASCII,
The following is a HEX DUMP:

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June __, 1999
(Senate Floor)

**H.R. 1906 -- AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG
ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS BILL, FY 2000**

(Sponsor: Stevens (R), Alaska; Cochran (R) Mississippi)

This Statement of Administration Policy provides the Administration's views on the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Bill, FY 2000, as reported by the Senate Committee. As the Senate develops its version of the bill, your consideration of the Administration's views would be appreciated.

The allocation of discretionary resources available to the Senate under the Congressional Budget Resolution is simply inadequate to make the necessary investments that our citizens need and expect. The President's FY 2000 Budget proposes levels of discretionary spending that meet such needs while conforming to the Bipartisan Budget Agreement by making savings proposals in mandatory and other programs available to help finance this spending. Congress has approved, and the President has signed into law, nearly \$29 billion of such offsets in appropriations legislation since 1995. The Administration urges the Congress to consider such proposals as the FY 2000 appropriations process moves forward.

The Administration appreciates efforts by the Committee to accommodate certain of the President's priorities within the 302(b) allocation. However, the Committee bill is over \$500 million, or four percent, below the program level requested by the President. The FY 2000 Budget would increase spending within the discretionary caps for agriculture and other programs in the bill by 3.6 percent over comparable FY 1999 spending. We urge the Senate to consider the over \$600 million in user fees proposed in the FY 2000 Budget in order to fund high-priority programs. Given the current period of financial stress in the agricultural sector, now is not the time to reduce assistance to farmers, ranchers, and rural residents.

Below is a discussion of the Administration's concerns with the Committee bill.

Food and Drug Administration

While the Administration is pleased that the Committee has provided a \$62 million increase over the FY 1999 enacted level for the Food and Drug Administration (FDA), we are disappointed that the Committee did not fund the full request for the FDA, including important youth tobacco prevention activities and the proposed seafood inspection program transfer.

The Administration is concerned that the Committee's reduction of \$56 million from the President's request for non-foods/tobacco FDA activities would jeopardize the FDA's ability to improve the public health infrastructure through enhanced product safety assurance and injury reporting systems. The Administration is also concerned about the Committee's reduction to the FDA building and facilities account, which would delay the completion of FDA field lab consolidation and replacement. The Committee bill does not include the \$20 million requested for the replacement of the outdated Los Angeles regional lab, or the \$3 million needed to continue work on the Arkansas regional lab. The Administration urges the Senate to fund these activities at the President's requested level.

The Administration is committed to Youth Tobacco Prevention activities and urges the Committee to provide the requested increase of \$34 million for these programs. Every day, three thousand young people become regular smokers. Reducing young people's tobacco use would improve public health for generations to come. This is particularly important in light of the recent decision of the conferees on the FY 1999 Emergency Supplemental Appropriations Act to permit States to retain the entire amount secured from tobacco companies without any commitment whatsoever from the States that those funds be used to reduce youth smoking. To help discourage youth smoking, we urge the Congress to consider the Administration's proposal to increase tobacco taxes.

The Administration urges the Senate to approve the proposal to consolidate Federal seafood inspection activities. The Senate is encouraged to fully fund the requested \$3 million for training, education, and other costs associated with the program's transfer.

Food Safety Initiative

The Administration appreciates the Committee's support for the President's Food Safety Initiative (FSI) through increases above the FY 1999 enacted and House bill levels provided to the Department of Agriculture (USDA). We are also encouraged by the increase above enacted that the Committee has provided to FDA for FSI activities. Nonetheless, we are concerned that the Committee has provided only \$46 million of the \$62 million increase over FY 1999 levels requested in this bill for the Initiative. American consumers enjoy the world's safest food supply, but still too many Americans get sick, and in some cases die, from preventable food-borne diseases. The President's requested increase would also provide critical resources to expand USDA's and FDA's food safety research, risk assessment, and other capabilities. We strongly urge the Senate to provide full funding at the requested levels for these activities and consider the Administration's proposal to charge user fees for Federal meat and poultry inspection services in support of a safe food supply.

Women, Infants, and Children Program

The Administration strongly supports the Committee's \$30 million increase for WIC over the House level. The Committee mark would sustain a participation level of 7.4 million in FY 2000. We remain concerned that even this funding level will be insufficient to support the projected participation level of 7.5 million, thereby not achieving our longstanding goal of full participation.

Common Computing Environment

Automated Records Management System
Hex-Dump Conversion

The Administration is very concerned by the Committee's decision not to fund the Common Computing Environment, either directly through the Support Service Bureau, as requested in the President's budget, or by providing additional funds to the county-office agency salaries and expense accounts. Some in Congress have criticized USDA this year for delays in providing the crop-loss assistance funds to farmers that were provided in P.L. 105-277, the FY 1999 Omnibus Consolidated and Emergency Supplemental Appropriations Act, and for long waiting periods some farmers and rural residents have faced in receiving other assistance through USDA county offices. Yet this bill would not provide the funds needed to address the very problems that contributed to the delays. At a time when the farm community is under financial stress and the demand for farm credit and other programs is high, the need for timely and efficient service to producers and rural residents has never been greater. Without the proposed \$74 million in funding, it will not be possible to modernize the technology in USDA's local field offices, create "one-stop shopping" for rural customers, and promptly deliver the programs that Congress enacts with available staffing levels.

Conservation and Environmental Programs

The Committee bill appears to cut spending on key USDA conservation programs by at least \$140 million from the President's request. The \$26 million reduction in the Environmental Quality Incentives program (EQIP) would mean 13,000 farmers and ranchers not receiving needed financial and technical assistance to stop soil erosion, improve waste treatment in animal feeding operations, and implement other voluntary conservation measures critical to protecting our natural resources. To advance this important work further, including addressing the significant backlog of farmers' requests for aid, the Administration requested a \$100 million increase in the EQIP program as part of its Clean Water Action Plan. The combination of the EQIP reduction and the Committee's failure to fully fund the request of additional technical assistance to animal feeding operations could damage livestock owners' progress toward ensuring that their operations are environmentally sound and community-friendly.

Other valuable environmental programs would be severely underfunded by the Committee bill, and we urge the Senate to restore funding for them. The Committee has failed to fund the \$50 million discretionary portion of the Administration's request for the Farmland Protection Program, which is part of the Administration's Lands Legacy Initiative. America's farmers need these funds to help them stay on their land, through easements that permanently protect 80,000 acres of prime farmland from development. We urge the Senate to provide the \$50 million in discretionary funds requested for the program and redirect its savings from the Conservation Farm Option to this program, as well as to the Wildlife Habitat Incentives Program to assist over 3,000 farmers in protecting and restoring wildlife habitat.

In addition, the Committee has not provided the \$12 million requested in the Conservation Operations account to assess the effects of soil management on carbon sequestration, and \$5 million for USDA's initiative to help communities make use of geospatial data to make more informed land use decisions and promote smart growth. The Administration recommends that funds be redirected to these high-priority activities, such as by eliminating the Forestry Incentives Program as requested and as provided for by the House bill.

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Outreach for Socially Disadvantaged Farmers

The Committee bill does not provide the requested \$7 million increase for the Outreach for Socially Disadvantaged Farmers program. This program has proven effective in mitigating the decline in the number of minority farmers by increasing their participation in agricultural programs, assisting them in marketing and production, and improving the profitability of their farming operations. USDA loan default rates have also improved in areas where this program operates. The requested increase is needed to expand this program beyond the limited areas in which it now operates, to further these farmers' equal access and their opportunity for success, and to continue USDA's work to improve its civil rights performance.

Research

The Committee bill would fund USDA's National Research Initiative at \$81 million below the request of \$200 million, while providing funding for a large number of unrequested, earmarked research grants. We urge the Senate to increase the funding for competitive research grants and to reduce earmarks for lower-priority programs.

Rural Development

The Administration appreciates the Committee's support for priority USDA rural development programs, such as water and wastewater loans and grants, Business and Industry guaranteed loans, and rental assistance for very-low income rural residents. The Administration is concerned, however, that the Committee bill's funding for Rural Development salaries and expenses would jeopardize effective implementation of these programs. The \$25 million, or five percent, reduction from the requested salaries and expenses funding could require Rural Development to eliminate over 400, or six percent, of its staff through a reduction-in-force. We urge the Senate to provide the requested level of funding to ensure an adequate delivery system for these vital programs for rural America.

In addition, the Committee bill's provisions for the Rural Community Advancement Program (RCAP) do not provide the full funding flexibility authorized for the program in the 1996 Farm Bill that was requested by the Administration and included in the House bill. The flexibility to shift funds among programs can better ensure that Federal funds can be adapted to unique local economic and community development needs, and we urge the Senate to lift this limitation.

Commodity Futures Trading Commission

The Administration is disappointed that the Committee mark reduces funding for the Commodities Futures Trading Commission (CFTC) by \$7 million, or 11 percent, from the President's request. This will result in a hiring freeze, difficulty in meeting workload demands, and possible layoffs. We urge the Senate to restore funding so that the CFTC will have staffing sufficient to maintain oversight and integrity of trading on futures exchanges.

Amendment to Non-Immigrant Farm Worker Program

The Administration strongly opposes the provision of the McConnell amendment to the non-immigrant farm worker program adopted by the Committee that would adversely affect the recruitment of legal U.S. farm workers. The first part of this amendment would shorten the time before work begins that an employer must apply for using foreign workers from 60 to 45 days. While this is not objectionable, it is unnecessary because this is part of a Department of Labor regulation that will be published in the Federal Register by the end of the month. The second part would increase from 20 to 30 days from the first day of work the time by which the Department of Labor (DOL) must issue its certification of the number of jobs that may be filled with guest workers. This provision is objectionable because it has the effect of substantially shortening the recruitment period for legal U.S. farm workers down to only 3-8 days. This is not long enough to recruit legal U.S. workers fairly and properly, and does not allow for proper certification checks on incoming foreign workers.

Food and Nutrition Service Research

The Administration strongly objects to any provision of the Committee bill that would prohibit the use of Food and Nutrition Service (FNS) funds for research and evaluations on nutrition programs. To address program integrity and performance issues properly, it is crucial that research on nutrition programs also occur in the context of the programs' administration. We urge the Senate to provide funding for these activities within FNS.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Robert J. Pellicci@EOP@LNWTWY@LNWTWY (Robert J. Pellicci@EOP@LNWTWY@LNWTWY

CREATION DATE/TIME:18-JUN-1999 15:39:16.00

SUBJECT: Justice Testimony on HR 1304

TO: Elena Kagan@eop (Elena Kagan@eop [OPD])

READ:UNKNOWN

TO: Christopher C. Jennings@eop (Christopher C. Jennings@eop [OPD])

READ:UNKNOWN

TEXT:

Message Creation Date was at 18-JUN-1999 15:34:00

EARLY ALERT --

Soon you will receive via fax for your review and comment, Justice Department (Joel Klein) testimony opposing legislation creating an antitrust exemption for physicians. The bill, "The Quality Health Care Coalition Act," will allow physicians to set up bargaining units in order to negotiate with managed care plans or other group health plans -- including Medicare+Choice and Medicaid managed care plans.

Comments are due by Noon Monday, June 21st. The hearing is on Tuesday, June 22nd, before the House Judiciary Committee.

June 18, 1999

MEMORANDUM FOR THE PRESIDENT

Automated Records Management System
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FROM: Bruce Reed
Elena Kagan

SUBJECT: DPC Weekly Report

1. Crime -- Juvenile Crime/Gun Bills: Today, the House voted down its gun bill on final passage by a vote of 147-280. In the most closely watched votes, last night the House passed the Dingell gun show amendment 218-211, and rejected the McCarthy gun show substitute by a vote of 235-193. The House also passed additional amendments throughout today, including provisions to: (1) ban the importation of large capacity ammunition clips (voice vote); (2) require child safety locks for handguns (311-115); (3) ban juvenile possession of semiautomatic assault weapons (354-69); (4) ban violent juveniles from owning guns as adults (395-27); (5) allow current and former law enforcement officers to carry concealed weapons (372-53); (6) revise background check requirements for guns redeemed at pawnshops (247-181); and (7) allow D.C. residents to keep handguns in their homes (213-208). The House rejected an amendment to overturn a broader D.C. law that prohibits D.C. residents from possessing handguns. In addition, Hyde withdrew his amendment to prohibit handgun sales to youths under age 21.

Since the overall gun bill failed, the juvenile bill passed by the House yesterday (287-139) will proceed to conference without significant gun provisions. Before completing work on the juvenile crime bill, the House approved a number of amendments including an IDEA amendment allowing schools to expel disabled students for bringing weapons to school and a bipartisan Goodling amendment on juvenile prevention. The House also passed amendments to mandate a Surgeon General report on youth violence, and require schools and libraries to install blocking technology on computers with Internet access. We will send forward a memo with a summary of the bill's final provisions.

2. Health Care -- Senate passes Jeffords-Kennedy Work Incentives Legislation: On Wednesday, the Senate unanimously voted (99 to 0) to pass the Jeffords-Kennedy Work Incentives Improvement Act. We released a statement on your behalf praising the Senate's action and urging the House to move promptly to schedule a vote on this legislation. Our goal remains trying to work out an agreement to secure final passage prior to the 9th anniversary of the signing of the ADA (July 26th). The primary roadblock will be obtaining an agreement on offsets to pay for this legislation. Senator Kennedy is reporting that you made a commitment to help accomplish this; we are working to develop acceptable financing mechanisms. **(This was already in the daily report on Wednesday).**

3. Immigration -- Urban Institute Report: A new report to be released by the Urban Institute next week finds that families with mixed immigration status -- some family members

are citizens, others not -- are quite prevalent. According to 1998 Current Population Survey data 10 percent of children in the U.S. live in such mixed status households. The report underscores that benefit and immigration policies that distinguish between citizens and non-citizens can affect individuals living in such families. For example, a citizen child living with immigrant parents will have access to fewer food stamps because of his parents' ineligibility and would likely have to leave the U.S. if his undocumented parents are deported. The report does acknowledge that the Administration's recent clarification on the issue of public charge will encourage families to obtain the benefits for which they are eligible.

4. Tobacco -- Funding for Federal Litigation: In the FY2000 budget we requested a \$20 million appropriation to reimburse the Department of Justice for tobacco-related litigation expenses. However, neither the House nor the Senate bills provides for the additional funds. Moreover, the Senate bill's report language specifically states "no funds are provided" for tobacco litigation. While this is not a prohibition on use of DOJ funds -- instead it is probably a simple statement noting that the Administration's request was not included -- the language is ambiguous enough to concern many of our allies. Several Democratic Senators are considering offering amendments on the floor clarifying that the Department of Justice has the authority to fund such litigation. Since we are concerned we might lose such a vote we are working with Legislative Affairs and DOJ on developing other ways to clarify the issue.

5. Welfare -- Vice President Announces New Paternity Numbers: At the Family Reunion Conference in Nashville on Monday, the Vice President will release new data showing that the number of fathers establishing paternity has tripled since 1992. Nearly 1.5 million men acknowledged paternity in 1998, an increase of 12 percent in one year alone and three times as many as in 1992. Most of the increase is due to the success of the in-hospital paternity establishment program included in your 1993 budget: in 1998, 40 percent of paternitys (over 600,000) were established through in-hospital programs. The Vice President will describe paternity as a critical first step in increasing fathers' involvement with their children, which was the subject of the 1994 Family Reunion conference.

6. Welfare -- Legal Immigrants: Senators Chafee, McCain, Graham, Mack, Moynihan, and Jeffords introduced legislation this week which would give states the option to provide health care coverage through Medicaid and CHIP for children and pregnant women who are legal immigrants, regardless of when they arrived in the U.S. This proposal is similar to the one week similar to the provision in your budget. Under current law, states can provide health coverage to children and pregnant women who entered the country before August 22, 1996 but may not use federal funds to cover legal immigrant children who entered after that date. HHS estimates our proposal would provide health care coverage to over 55,000 children and 23,000 pregnant women. As part of our effort to draw attention to the Chafee-McCain bill, we issued a statement from you praising the bipartisan proposal but also saying that more needs to be done to restore food stamp and SSI eligibility for legal immigrants as proposed in your budget.

7. Welfare -- Urban Labor Markets: A new Urban Institute report confirms earlier findings that the number of jobs created on a national level has been more than adequate to absorb welfare recipients entering the labor market, as well as the record numbers of single mothers. It also presents a relatively encouraging picture of how well 20 major urban labor markets can absorb welfare recipients. The report finds that 16 of the 20 cities will be able to absorb the number of welfare recipients entering the job market without any adverse impact on other job seekers. In fact, 12 areas (including Atlanta, Chicago, Dallas, Indianapolis, Houston, Los Angeles, Phoenix, and San Jose), low-skill employment growth will outpace the number of welfare recipients entering the job market and the low skill unemployment rate will continue to decline even with the influx of welfare recipients. The report points to challenges in New York City, Baltimore, D.C., and St. Louis where job markets may have a hard time absorbing welfare recipients. New York faces a combination of low employment growth and high numbers of welfare recipients whereas in the other three cities the challenge is primarily related to low job growth. On average in the 20 cities, welfare recipients entering the job market only represent about 1 percent of low skill jobs; however, the ratio is nearly 4 percent in New York.

These findings are generally encouraging, but support the need for more job creation in distressed areas through your New Markets Initiative. They also underscore the need for your welfare to work transportation and housing vouchers to ensure inner city residents can take advantage of the job growth throughout the metropolitan area.

8. Welfare Reform -- Father Absence in Black America: A politically diverse coalition of black and white scholars, community and religious leaders, joined together last week to release a compelling report and call to action on the crisis of fatherlessness in the black community. Seventy percent of African American children are born to unmarried mothers; up from one-third when Senator Moynihan released his then controversial report 34 years ago. They called for significant investments to improve the economic prospects and marriagability of black men, federal support for community-based fatherhood programs, and changes in policies that discourage marriage (such as the marriage penalty in the EITC). They also called on the black leaders to give the same priority to reuniting fathers and children as they have to civil rights, asked churches to focus on family healing, recommended that communities support faith-based marriage education and mentoring programs, and urged the criminal justice system to help reconnect fathers and children. This report is especially significant because the participants managed to find substantial areas of common ground on both the significance of the problem and proposed solutions, despite historical differences regarding the role of marriage and competing theories of socioeconomic versus cultural factors in the breakdown of the black family. The report grew out of a conference last Fall sponsored by Morehouse College, with diverse participants including Bill Rasberry, William Julius Wilson, David Blankenhorn, and Wade Horn. Our FY 2000 initiatives address some of the recommendations in the report, including the enhanced focus on fathers in our Welfare-to-Work reauthorization that you announced in

January. We will carefully review the recommendations to see what else we might do.

9. Welfare -- Young Child Poverty Rate: A report released last week by the National Center for Children in Poverty highlighted positive trends in both the number and rate of young children (under six) in poverty. Consistent with data we have highlighted before, the young child poverty rate declined from a high of 26 percent (6.4 million children) in 1993 to 22 percent (5.2 million children) in 1997. This decline came after a 52 percent increase between 1978 and 1993. With a higher proportion of poor young children with working parents and a declining percentage receiving public assistance, the study also confirms earlier findings that families are relying less on welfare and more on work. The report also finds: (1) without our 1993 EITC expansion, the 1997 young child poverty rate would have been 24 percent higher; (2) key determinants of young child poverty are single parenthood, low educational attainment, and part-time or no employment; and (3) the gap between races continues to narrow.

10. Education -- Test Use Guide/Oversight Hearing: The Education Department's Office for Civil Rights is continuing its work on a guide for policymakers and educators on the use of high stakes tests. During the review process, a copy of the draft guide was leaked to the WSJ and Chronicle of Higher Education and the guide has been the subject of several critical op-eds alleging, among other things, that OCR is attempting to eliminate the use of SATs in college admissions. We, along with staff from Counsel's office and Justice are reviewing the guide and assisting the Department with strategies for combating the erroneous impression that the guide is designed to curtail the use of high stakes tests. Rep. Hoekstra has asked Assistant Secretary of OCR, Norma Cantu, to testify before the Oversight committee next week. She has been asked to discuss the high-stakes testing guide, enforcement of Title IX in athletics and bilingual education.

At the hearing, committee members may also ask Cantu about issues related to charter schools and desegregation. The Justice Department has been asked to sign on to a motion from the East Baton Rouge school district asking a Court to approve the expansion this fall of two charter schools serving predominantly African-American students. The Justice Department has expressed an openness to support the request, but it has not yet received information that it has requested of the school district to help evaluate the impact of the proposed expansions on the district's ability to comply with a consent decree. Meanwhile, Clint Bolick and the Institute of Justice have become involved, suggesting that the Justice Department may oppose these expansions, seeking to represent parents trying to start a third charter school, and arguing that charter schools should not be subject to consent decrees and desegregation orders.
(Bruce, do we really want to include this? pjw)

The Dingell-Hyde-McCollum Gun Shows Legislation June 18, 1999

Last night, instead of closing the deadly gun show loophole, the House of Representatives voted to let criminals keep buying guns at gun shows. By the light of day, most Americans will wonder why the House simply did not pass the same common-sense measures as the Senate. Although nearly 80 percent of House Democrats voted to close the gun show loophole, over 80 percent of House Republicans supported the gun lobby's phony reforms, including:

- *A narrow definition of gun shows.* The House bill narrows the definition of "gun show," allowing flea markets -- where hundreds of guns are regularly bought and sold -- to continue to operate without having to do background checks. On the other hand, the Senate bill covers any transaction between 2 or more people that involves 50 or more firearms.
- *Parking lot sales.* The House bill's background check requirement only applies to offers that are "accepted" at gun shows, creating a new loophole for sales that originate -- but that are not completed -- at gun shows. The Senate bill's background check requirement applies to any gun "offered" for sale at a gun show.
- *Abbreviated Brady background checks.* The House bill reduces the amount of time law enforcement has to complete a Brady background check at gun shows. Although more than 70 percent of background checks are completed within minutes, and nearly 95 percent within a 2-hour period, the remaining 5 percent take longer for a reason: they are much more likely to turn up a problem and result in a denial. If the 24-hour time limit imposed by the House bill were applied to the Brady background checks we do now, the FBI estimates that 17,000 prohibited persons would have been able to buy guns over the past six months -- or about 40 percent of the total denials during that period. The Senate bill preserves law enforcement's ability to take up to 3 business days to complete a check if necessary.
- *Safe harbor for criminals.* The House bill undermines law enforcement efforts to trace guns that are later used in crime. It creates a new class of "instant check registrants" to do background checks at gun shows that do not have to keep the same records as federal gun dealers, and who do not have to cooperate fully with law enforcement authorities -- or risk losing their license. Under the House bill, criminals will know that guns bought and sold at gun shows will continue to be untraceable by law enforcement. The Senate bill simply applies the same rules that apply to all federal gun dealers to all gun show sales.
- *Interstate gun sales.* The House bill sets aside the 30-year prohibition in our gun laws that prohibits gun dealers from selling guns to private persons across state lines, and undermines the ability of states to control the flow of guns across their borders. The Senate bill does not tamper with our gun laws.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-JUN-1999 09:46:16.00

SUBJECT: FYI -- news article on deseg/charter case in Baton Rouge

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@EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

6/17/99

Scholarships to help charter students

By KRISTEN KING

Advocate staff writer

Third-graders at Children's Charter School can attend fourth-grade there next year even if the judge in the school desegregation case doesn't allow the school system to fund the expansion.

Officials from the Washington, D.C.-based Institute for Justice told a small group of charter parents Wednesday that they have persuaded CEO America to give the students \$3,000 scholarships to continue to attend the school.

CEO America is a private company that offers school vouchers to students in many cities and has worked with the institute in its fight for publicly funded school vouchers in other areas, said Clint Bolick, vice president and litigation director for the institute.

The institute announced Tuesday that it will try to intervene in the East Baton Rouge Parish school desegregation case on behalf of parents who want to send their children to another charter school that Children's Charter officials want to start at Bon March? Mall.

Bolick said his group also will support the local School Board in its effort to persuade U.S. District Judge John Parker to let the parish's two existing elementary charter schools expand.

But because the school year is only two months away and parents are still in

limbo, the private scholarships are a backup plan.

"We hope not to use it," Bolick said.

He added, "We can't bear the thought, in any case, that we might not be able to get the legal relief we need, so this is a life-preserver."

Parents of third-graders at Children's Charter, which has 79 students in kindergarten through grade three, said they're grateful for the scholarships but they are hopeful that the institute can help clear the way for their school to expand.

Charter schools use public funds to test new teaching ideas that, if successful, can be adopted by regular public schools.

They operate with the per-pupil expenditure of their local school system.

That's about \$4,700 per student, so the \$3,000 scholarships would come up short.

Charter officials said they've saved enough money over the past two years to fund the rest of the expansion themselves.

The School Board approved the Bon March? charter, to be called the United Charter, in 1998, but its opening has been stalled by opposition from the plaintiffs in the school system desegregation case, including the U.S. Department of Justice.

School officials have said Parker must approve all new charters and the expansion of existing charters because of the board's 1996 desegregation agreement with the plaintiffs.

The board has voted to ask Parker to approve the charter despite the plaintiffs' opposition, but voted not to represent the charter in court.

That improves the chances of the Institute of Justice being able to intervene because the charter's parents are no longer being represented in the case.

Bolick said the institute's goal is to get a court to rule that charter schools don't have to be part of the desegregation decrees.

"This can't go on," he said. "Our goal is to separate the issue of charter schools from the issue of desegregation, and until then, charter schools can't possibly fulfill their potential."

Leroy Page, who wants to send his two children to the United Charter, said he'd given up on the school, but now feels like it has a good chance of opening.

He told Bolick at a meeting at the Melrose East Baptist Mission on Wednesday that he finally feels like he has a voice.

"In this area, a lot of things don't happen around here," he said of the area near the mall. "There are good things they say are going to happen but

they
don't."

Rolfe McCollister, a member of the Children's Charter board of directors, said parents should feel like they have a voice now, and a strong one.

"The cavalry has arrived," he said, referring to the Institute for Justice, which has helped parents win ground-breaking decisions in favor of school vouchers in other states.

"They're spending their own resources and their own time and taking on the federal government," McCollister said.

McCollister said he's spoken with developers who plan to transform the mall and with SABIS, a private firm the charter plans to hire to run the school.

Both are still interested in the school, he said, but that may not last forever.

The school was originally set to open in fall 1998, but is shooting for the fall of 2000.

The meeting Wednesday also was attended by Douglas Herbert, a civil rights lawyer from Washington, D.C., who has been hired by the institute to handle the case.

Herbert said he got involved because of a "perversion of the purpose of desegregation."

"A desegregation decree which is supposed to provide parents with equal educational opportunities is being used to deprive parents of equal educational opportunities," he said.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-JUN-1999 11:04:37.00

SUBJECT: LRM OGG25 - - LABOR Report on HR987 Workplace Preservation Act

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

TO: Janet R. Forsgren (CN=Janet R. Forsgren/OU=OMB/O=EOP@EOP [OMB])
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TO: Melany Nakagiri (CN=Melany Nakagiri/OU=OMB/O=EOP@EOP [OMB])
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TO: Richard J. Turman (CN=Richard J. Turman/OU=OMB/O=EOP@EOP [OMB])
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TO: Daniel J. Chenok (CN=Daniel J. Chenok/OU=OMB/O=EOP@EOP [OMB])
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TO: Broderick Johnson (CN=Broderick Johnson/OU=WHO/O=EOP@EOP [WHO])
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TO: Karen Tramontano (CN=Karen Tramontano/OU=WHO/O=EOP@EOP [WHO])
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TO: Larry R. Matlack (CN=Larry R. Matlack/OU=OMB/O=EOP@EOP [OMB])
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TO: Iratha H. Waters (CN=Iratha H. Waters/OU=OMB/O=EOP@EOP [OMB])
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TO: James J. Jukes (CN=James J. Jukes/OU=OMB/O=EOP@EOP [OMB])
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TO: Brian V. Kennedy (CN=Brian V. Kennedy/OU=OPD/O=EOP@EOP [OPD])
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TO: Sarah S. Lee (CN=Sarah S. Lee/OU=OMB/O=EOP@EOP [OMB])
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TO: Mark E. Miller (CN=Mark E. Miller/OU=OMB/O=EOP@EOP [OMB])
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TO: Frank J. Seidl III (CN=Frank J. Seidl III/OU=OMB/O=EOP@EOP [OMB])
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TO: Barry T. Clendenin (CN=Barry T. Clendenin/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

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

LRM TREASURY (LRM TREASURY [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

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

TEXT:

Please provide comments to

NOTE TO EOP STAFF: You will not be receiving a hard copy of this document.

----- Forwarded by Oscar Gonzalez/OMB/EOP on 06/18/99

10:56 AM -----

LRM ID: OGG25

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

Friday, June 18, 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 Report on HR987 Workplace Preservation Act

DEADLINE: noon Monday, June 21, 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: Attached is a Labor letter on HR 987 to be released on Tuesday, June 22nd, prior to a possible markup of the bill on Wednesday, June 23rd, by the House Committee on Education and Workforce. The letter is almost identical to a previous Labor letter dated May 19th (See LRM ID: MNB73). Due to the short deadline, your immediate attention is appreciated.

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LRM ID: OGG25 SUBJECT: LABOR Report on HR987 Workplace
Preservation Act
RESPONSE TO
LEGISLATIVE REFERRAL
MEMORANDUM

If your response to this request for views is short (e.g., concur/no

comment), we prefer that you respond by e-mail or by faxing us this response sheet. If the response is short and you prefer to call, please call the branch-wide line shown below (NOT the analyst's line) to leave a message with a legislative assistant.

You may also respond by:

- (1) calling the analyst/attorney's direct line (you will be connected to voice mail if the analyst does not answer); or
- (2) sending us a memo or letter

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

TO: Oscar Gonzalez Phone: 395-7754 Fax: 395-6148
 Office of Management and Budget
 Branch-Wide Line (to reach legislative assistant):
 395-7362

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

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

- _____ Concur
- _____ No Objection
- _____ No Comment
- _____ See proposed edits on pages _____
- _____ Other: _____
- _____ FAX RETURN of _____ pages, attached to this response sheet

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-JUN-1999 12:06:55.00

SUBJECT: Updated Gambling Q&A

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Podesta's office asked for a little more detail in the gambling q&a. Here is a new version:

Gambling Q&A

June 18, 1999

Q: Does your Administration support the 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 Administration is just receiving the study today, it would be premature to comment. The President signed the National Gambling Impact Study Commission Act into law on August 3, 1996. The Commission's report, which is being sent to the President and Congress today, addresses various types of betting, whether conducted in a casino, on a riverboat, on the Internet, on an Indian reservation, or anywhere else in the United States. The study also addresses gambling sponsored by governmental, commercial, philanthropic, or charitable entities. This balanced study will provide valuable information to public officials as they make policy decisions concerning this important issue. The Administration fully supported the establishment of this Commission, and we look forward to receiving the study and giving it careful consideration. We will be setting up an interagency working group to review the report during the upcoming months.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-JUN-1999 11:11:02.00

SUBJECT: LRM OGG25 - - LABOR Report on HR987 Workplace Preservation Act

TO: Stephen G. Elmore (CN=Stephen G. Elmore/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: Courtney B. Timberlake (CN=Courtney B. Timberlake/OU=OMB/O=EOP@EOP [OMB])
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TO: Frank J. Seidl III (CN=Frank J. Seidl III/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

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

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

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

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

LRM TREASURY (LRM TREASURY [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

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

TEXT:
Sorry for the mix-up.

Please provide comments to me by noon on Monday, June 21

NOTE TO EOP STAFF: You will not be receiving a hard copy of this document.
----- Forwarded by Oscar Gonzalez/OMB/EOP on 06/18/99

11:06 AM -----

LRM ID: OGG25
EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
Washington, D.C. 20503-0001

Friday, June 18, 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 Report on HR987 Workplace Preservation Act

DEADLINE: noon Monday, June 21, 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: Attached is a Labor letter on HR 987 to be released on Tuesday, June 22nd, prior to a possible markup of the bill on Wednesday, June 23rd, by the House Committee on Education and Workforce. The letter is almost identical to a previous Labor letter dated May 19th (See LRM ID: MNB73). Due to the short deadline, your immediate attention is appreciated.

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LRM ID: OGG25 SUBJECT: LABOR Report on HR987 Workplace
Preservation Act
RESPONSE TO
LEGISLATIVE REFERRAL
MEMORANDUM

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

You may also respond by:

- (1) calling the analyst/attorney's direct line (you will be connected to voice mail if the analyst does not answer); or
- (2) sending us a memo or letter

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

TO: Oscar Gonzalez Phone: 395-7754 Fax: 395-6148
 Office of Management and Budget
 Branch-Wide Line (to reach legislative assistant):
 395-7362

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

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

- _____ Concur
- _____ No Objection
- _____ No Comment
- _____ See proposed edits on pages _____
- _____ Other: _____
- _____ FAX RETURN of _____ pages, attached to this response sheet

- Hr987mk2.wpd
 - Attachb.wpd===== ATTACHMENT 1 =====
 ATT CREATION TIME/DATE: 0 00:00:00.00

TEXT:
 Unable to convert ARMS_EXT:[ATTACH.D59]ARMS240560776.136 to ASCII,
 The following is a HEX DUMP:

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```

The Honorable William F. Goodling
Chairman
Committee on Education and the Workforce
U.S. House of Representatives
Washington, D.C. 20515

Dear Chairman Goodling:

I am writing to inform you of the views of the Department of Labor regarding H.R. 987, the "Workplace Preservation Act." I understand that the Committee is considering marking up this bill. The Department strongly opposes H.R. 987, and I would recommend that the President veto this legislation if it were presented to him for signature.

H.R. 987 would delay the Occupational Safety and Health Administration's (OSHA) issuance of a protective standard on ergonomics until the National Academy of Sciences (NAS) has completed a second study of the scientific literature regarding musculoskeletal disorders (MSDs) and ergonomics. Each year, over 600,000 American workers suffer disabling, work-related MSDs. It is time to act to prevent these injuries and reduce the toll of suffering and the enormous economic cost they entail. Employers currently spend more than \$15-20 billion a year just on workers' compensation associated with MSDs; the total annual cost of our failure to address ergonomics may be as high as \$60 billion.

During the negotiations on the Fiscal Year 1999 Omnibus Appropriations Act, Congress and the Administration agreed that the Department would proceed with promulgation of its ergonomics rule while the NAS conducted its study. Some argue that the funding of an additional NAS study indicates an intent on the part of the President and the Congress to delay OSHA's rulemaking until NAS has finished its work. A letter from the two principal House negotiators on last year's Omnibus Appropriations Act, Rep. Robert Livingston and Rep. David Obey (see Attachment A), explicitly rejects such an intent. In addition, the President's chief negotiator, White House Chief of Staff John Podesta, affirms that the NAS study was funded only after the Administration made clear that OSHA would proceed with the ergonomics rule and would not wait for the study to be completed.

H.R. 987 would undermine this agreement by forcing OSHA to wait another 18 months to two years before issuing a standard, in the expectation that the conclusions of a new NAS study will be different from those previously reached by NAS and the National Institute for Occupational Safety and Health (NIOSH). NAS last year completed a six month study commissioned by Congress. NIOSH completed an exhaustive survey in 1997. Both of those studies concluded that MSDs are caused by physical forces in the workplace and that ergonomic solutions can reduce those forces and reduce the incidence of MSDs (see Attachment B).

Major public health organizations, medical societies and scientific groups, including the American College of Occupational and Environmental Medicine, the American Public Health Association, the American Nurses Association, and the American Academy of Orthopedic Surgeons oppose H.R. 987 and urge OSHA to move ahead with a protective standard. After more than ten years of experience with ergonomic programs in the red meat industry, exhaustive scientific study, and millions of unnecessary injuries, it is clearly time to move ahead. Of course, OSHA will consider all comments in the record of the final rule, including any available results of the NAS study.

I urge the Committee to vote against H.R. 987.

The Office of Management and Budget has advised that enactment of H.R. 987 would not be in accord with the program of the President.

Sincerely,

Alexis M. Herman

Attachment B

1997 NIOSH study. The NIOSH study is the most comprehensive compilation and review of the epidemiologic research to date on the relation between MSDs and exposure to workplace risk factors. NIOSH first identified more than 2,000 epidemiological studies on Work-related MSD hazards. Of these, NIOSH selected more than 600 studies for detailed review based on well-accepted criteria including strength of association, consistency, temporality, and coherence of evidence. At least 27 peer reviewers examined the document, including epidemiologists and other scientists, physicians, ergonomists, engineers, industrial hygienists, employers and employee representatives. Based on this critical review of the scientific evidence, NIOSH concluded that a substantial body of credible epidemiologic research provides strong evidence of an association between MSDs and work-related physical factors, particularly when there are high levels of exposure and especially in combination with exposure to more than one physical factor in the workplace (e.g., high repetition and high force, high force and awkward postures).

1998 NAS study. The National Academy of Science study also reviewed the same body of evidence that NIOSH reviewed. In addition, the NAS study supplemented this evidence with five commissioned papers, including reviews of biomechanical, pathophysiologic, control intervention studies. This six-month review of the evidence by the steering committee and 66 leading scientists culminated in a two-day workshop involving presentation of the commissioned papers, oral and written presentations by other invited scientists, panel discussions among those scientists, and submission of other data and evidence by them. The 10-member steering committee prepared the report of the study based on all of this evidence and testimony. The report was then peer-reviewed by an additional 10 scientists before it was released. (The steering committee, workshop presenters and panelists, and the reviewers of the report each included experts in orthopedic surgery, occupational medicine, epidemiology, ergonomics, human factors, statistics, and risk analysis). The NAS study reached the same conclusion as the NIOSH study--there is a strong relationship between exposure to workplace risk factors and the incidence of WMSDs. The NAS study went one step farther than the NIOSH study in concluding that research clearly demonstrates that specific interventions can reduce the reported rate of WMSDs for employees who perform high risk tasks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:18-JUN-1999 14:27:14.00

SUBJECT: FYI: Republican amendment on Education Dept religion-in-schools guidelines

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@EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

You may have seen this amendment, but apparently the Administration guidelines's on religious expression in public schools are well-liked among some Republican members.

Representative Tancredo submitted an amendment "declaring that public schools receiving federal assistance must notify parents of the availability of the Department of Education's publication "Religious Expression in Schools: a Statement of Principles."

Although the Rules Committee approved this amendment, Tancredo has apparently decided not to offer the amendment on the floor.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Robert J. Pellicci (CN=Robert J. Pellicci/OU=OMB/O=EOP [OMB])

CREATION DATE/TIME:18-JUN-1999 15:35:05.00

SUBJECT: Justice Testimony on HR 1304

TO: KAGAN_E@A1@CD@LNGTWY (KAGAN_E@A1@CD@LNGTWY [UNKNOWN])

READ:UNKNOWN

TO: JENNINGS_C@A1@CD@LNGTWY (JENNINGS_C@A1@CD@LNGTWY [UNKNOWN]) (WHO)

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

CC: Yvette Shenouda (CN=Yvette Shenouda/OU=OMB/O=EOP@EOP [OMB])

READ:UNKNOWN

CC: Robert Donnelly (CN=Robert Donnelly/OU=OMB/O=EOP@EOP [OMB])

READ:UNKNOWN

CC: Caroline B. Davis (CN=Caroline B. Davis/OU=OMB/O=EOP@EOP [OMB])

READ:UNKNOWN

TEXT:

EARLY ALERT --

Soon you will receive via fax for your review and comment, Justice Department (Joel Klein) testimony opposing legislation creating an antitrust exemption for physicians. The bill, "The Quality Health Care Coalition Act," will allow physicians to set up bargaining units in order to negotiate with managed care plans or other group health plans -- including Medicare+Choice and Medicaid managed care plans.

Comments are due by Noon Monday, June 21st. The hearing is on Tuesday, June 22nd, before the House Judiciary Committee.

POTUS G-8/ESEA op-ed

The signs of our accelerating global interdependence are everywhere today, from the spread of the Internet to the onset of global warming to the hair-trigger sensitivity of stock markets to financial fluctuations a world away. But nowhere is the confluence of values and interests more pronounced, or more important, than in the common concern about how to best educate young people to prepare them for life in the Information Age. Quite simply, education reform, the domestic issue of greatest concern to most Americans, is on the minds of citizens in every nation of the world.

It is on the minds of their leaders as well. I had evidence of that fact last weekend in Germany at the annual summit of the G-8 major industrialized democracies, where my counterparts and I devoted a session — for the first time in the history of the G-8 — to the subject of education. We put that topic on our agenda because we agreed that it is the key to many of the other issues we addressed at the summit, from employment to economic growth to reducing social inequality.

Over the course of our discussion, I listened as the leaders of some of America's closest allies and fiercest economic competitors described the reform efforts underway in their countries to strengthen academic standards, raise student achievement, improve teacher quality, open the doors of higher education to all and help working adults update old skills and acquire new ones.

Here in the United States, we are moving forward on all of those fronts, and we are seeing results. Over the past five years, for example, our students have improved their performance in both reading and mathematics.

But while we've made progress, the rest of the world isn't holding still. As a result, although U.S. students score well in the early grades relative to their peers on international comparisons of student achievement in mathematics and science, by the end of high school they rank near the bottom of the international barrel.

That's why we must intensify our efforts to strengthen our nation's public schools — where 90 % of our students are educated — and must continue to reject misguided voucher schemes that would divert resources, attention and expertise away from them just as we're insisting that they do more to prepare students for the challenges of a new era.

More specifically, we should stay the course at the national, state and local levels with the bipartisan movement that began a decade ago to establish challenging academic standards for what all of our students should know and be able to do as they progress through school. Today 48 states have completed the development of state academic standards and two states have promoted challenging standards at the local level. Our next challenge is to dramatically change and improve schools to help all students meet and exceed these new, more rigorous standards.

Doing that means investing in the training and professional development of America's teachers, who are our most important educational resource. It means reducing class size in the early grades, which research has shown contributes to enhanced academic achievement, particularly for poor and disadvantaged students. It means

ensuring that all students have safe, disciplined and drug-free environments in which to learn. It means ensuring that all students have access to the Internet and other technological tools that will allow them to learn from a world far beyond their classrooms.

And, critically, it means strengthening accountability for results in public education, including turning around or shutting down failing schools, ending the practices of social promotion and retention, and giving parents report cards not just on their children, but on their children's schools. If we fail to take these and other difficult but essential steps to increase educational accountability today, the intensely competitive and increasingly global labor markets of tomorrow will hold our students accountable for deficiencies in knowledge and skill in far more painful ways.

To move our country forward in all of these areas, last month I sent to Congress my Educational Excellence for All Children Act of 1999. I look forward to working with the Congress on this legislation and to engaging the American people on these issues in the weeks and months ahead, so that together we can ensure that in the coming century all of our nation's children receive an education that is truly world-class.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: kmoran@exchange.usia.gov@INET@LNGTWY (kmoran@exchange.usia.gov@INET@LNGTWY

CREATION DATE/TIME:18-JUN-1999 08:24:30.00

SUBJECT: - no subject (01JCJEWCFN1E005G5E) -

TO: Elena Kagan@eop (Elena Kagan@eop [OPD])

READ:UNKNOWN

TEXT:

Judge Kagan... I saw the good news in the paper. Congratulations, you deserve it. I hope you're doing well (beyond the news). Kevin

Kevin Moran
Senior Advisor for Public Diplomacy Programs
USIA, Information Bureau
(202) 205-4001
