

NLWJC - KAGAN

EMAILS RECEIVED

ARMS - BOX 055 - FOLDER -009

[06/10/1996-06/18/1996]

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Mail Link Monitor to Elena Kagan. Subject: Confirmation [partial] (1 page)	06/10/1996	P6/b(6), b(7)(C), b(7)(E), b(7)(F)
002. email	Mail Link Monitor to Elena Kagan. Subject: Confirmation [partial] (1 page)	06/15/1996	P6/b(6), b(7)(C), b(7)(E), b(7)(F)

COLLECTION:

Clinton Presidential Records
 Automated Records Management System (Email)
 WHO ([Kagan])
 OA/Box Number: 500000

FOLDER TITLE:

[6/10/1996 - 6/18/1996]

2009-1006-F

ke723

RESTRICTION CODES

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

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

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

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

RR. Document will be reviewed upon request.

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

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

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Mail Link Monitor to Elena Kagan. Subject: Confirmation [partial] (1 page)	06/10/1996	P6/b(6), b(7)(C), b(7)(E), b(7)(F)

COLLECTION:

Clinton Presidential Records
Automated Records Management System (Email)
WHO ([Kagan])
OA/Box Number: 500000

FOLDER TITLE:

[6/10/1996 - 6/18/1996]

2009-1006-F
ke723

RESTRICTION CODES

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

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

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

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

RR. Document will be reviewed upon request.

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

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

RECORD TYPE: PRESIDENTIAL (WAVES RECEIPT)

CREATOR: Mail Link Monitor (MAILMGT) (SYS)

CREATION DATE/TIME:10-JUN-1996 10:02:16.71

SUBJECT: CONFIRMATION: APPT. REQUEST FOR KAGAN, ELENA

TO: Elena Kagan (KAGAN_E) (WHO)

READ:10-JUN-1996 18:18:56.72

TEXT:

FROM: WAVES OPERATIONS CENTER - ACO:

P6/(b)(6), (b)(7)(c), (b)(7)(e), (b)(7)(f)

[661]

Date: 06-10-1996

Time: 10:00:35

This message serves as confirmation of an appointment for the visitors listed below.

Appointment With: KAGAN, ELENA

Appointment Date: 6/10/96

Appointment Time: 12:00:00 PM

Appointment Room: 125

Appointment Building: OEOb

Appointment Requested by: KAGAN ELENA

Phone Number of Requestor: 67594

Comments:

WAVES APPOINTMENT NUMBER: U06371

If you have any questions regarding this appointment, please call the WAVES Center at 456-6742 and have the appointment number listed above available to the Access Control Officer answering your call.

TOTAL NUMBER OF NAMES SUBMITTED FOR ENTRY : 1

TOTAL NUMBER OF NAMES OF CLEARED FOR ENTRY: 1

BEST, GEORGE

P6/(b)(6)

RECORD TYPE: PRESIDENTIAL (EXTERNAL MAIL)

CREATOR: CN=Ron Klain/O=OVP@OVP@LNGATE@EOPMRX

CREATION DATE/TIME:10-JUN-1996 18:00:00.00

SUBJECT: Re: fcc

TO: KAGAN_E (KAGAN_E@A1@CD) (WHO)

READ:10-JUN-1996 18:19:11.56

TEXT:

Message Creation Date was at 10-JUN-1996 18:07:00

We are working on this. Cass is very much in play.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Peter Jacoby (JACOBY_P) (WHO)

CREATION DATE/TIME:10-JUN-1996 20:47:53.25

SUBJECT: Government Reform Subcommittee Hearing on PEOAA

TO: Nelson W. Cunningham (CUNNINGHAM_N) (OA)
READ:11-JUN-1996 08:32:43.59

TO: Kathleen M. Whalen (WHALEN_K) (WHO)
READ:11-JUN-1996 07:38:40.51

TO: Kathleen M. Wallman (WALLMAN_KM) (WHO)
READ:11-JUN-1996 11:08:26.05

TO: Cheryl D. Mills (MILLS_C) (WHO)
READ:11-JUN-1996 07:22:50.16

TO: Elena Kagan (KAGAN_E) (WHO)
READ:11-JUN-1996 08:50:26.39

TO: James Weber (WEBER_J) (WHO)
READ:11-JUN-1996 09:14:37.85

CC: Jodie R. Torkelson (TORKELSON_J) (WHO)
READ:11-JUN-1996 08:38:17.36

CC: Franklin S. Reeder (REEDER_F) (OA)
READ:11-JUN-1996 08:11:22.82

TEXT:

Democratic staff for the Government Reform Committee expect Congressman Horn to convene a hearing on the Presidential and Executive Office Accountability Act on 6/19. The Committee has a requirement that all hearings must be noticed one week in advance so any announcement for the hearing should occur later this week. For your information.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: James S. Rubin (RUBIN_J) (WHO)

CREATION DATE/TIME:11-JUN-1996 10:32:18.02

SUBJECT: Dole bill

TO: Kathleen M. Wallman (WALLMAN_KM) (WHO)
READ:11-JUN-1996 11:08:59.61

TO: Paul J. Weinstein, Jr (WEINSTEIN_P) (OPD)
READ:11-JUN-1996 10:37:50.17

TO: Elena Kagan (KAGAN_E) (WHO)
READ:11-JUN-1996 10:48:33.17

TO: Michael Waldman (WALDMAN_M) (WHO)
READ:12-JUN-1996 13:59:21.28

TO: William Curry (CURRY_W) (WHO)
READ:12-JUN-1996 09:02:27.88

TO: James Weber (WEBER_J) (WHO)
READ:11-JUN-1996 12:01:40.23

TO: Virginia M. Terzano (TERZANO_V) (WHO)
READ:11-JUN-1996 11:37:23.54

TO: Jennifer M. O'Connor (OCONNOR_J) (WHO)
READ:11-JUN-1996 12:36:21.40

TO: Lisa Jordan Tamagni (TAMAGNI_L) (WHO)
READ:11-JUN-1996 10:35:18.51

TO: Peter Jacoby (JACOBY_P) (WHO)
READ:11-JUN-1996 19:05:38.99

TEXT:

Sen. Dole announced yesterday in an interview and this morning on the floor of the Senate that he will introduce a bill before he resigns which will recycle a commission he and George Mitchell tried to establish in 1990. I think it's basically an up-or-down idea, like base closings, but we're tracking it down and will keep everyone posted.

Also, there's a Public Citizen press conference on the Hill today to tout McCain/Feingold. Jim Weber is drafting a statement for the President to issue in support.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Melinda D. Haskins (HASKINS_M) (OMB)

CREATION DATE/TIME:12-JUN-1996 10:52:25.85

SUBJECT: LRM 4693 -- Shalala Testimony on Welfare and Medicaid Reform

TO: Kenneth S. Apfel (APFEL_K) (OMB)

READ:12-JUN-1996 11:16:36.85

TO: Mary I. Cassell (CASSELL_M) (OMB)

READ:12-JUN-1996 10:58:08.21

TO: Bruce N. Reed (REED_B) (WHO)

READ:12-JUN-1996 11:30:50.10

TO: Elena Kagan (KAGAN_E) (WHO)

READ:12-JUN-1996 12:51:58.99

TO: Diana M. Fortuna (FORTUNA_D) (OPD)

READ:12-JUN-1996 11:19:40.60

TO: Janet Murguia (MURGUIA_J) Autoforward to: Annette E. Jo

READ:12-JUN-1996 11:02:12.73

TO: Keith J. Fontenot (FONTENOT_K) (OMB)

READ:12-JUN-1996 12:08:21.10

TO: Jeffrey A. Farkas (FARKAS_J) (OMB)

READ:12-JUN-1996 11:47:32.19

TO: Barry White (WHITE_B) (OMB)

READ:NOT READ

TO: Laura A. Oliven (OLIVEN_L) (OMB)

READ:13-JUN-1996 08:50:28.66

TO: Randolph M. Lyon (LYON_R) (OMB)

READ:12-JUN-1996 12:14:32.35

TO: Robert G. Damus (DAMUS_R) (OMB)

READ:12-JUN-1996 16:06:33.03

TO: Arthur W. Stigile (STIGILE_A) (OMB)

READ:12-JUN-1996 12:17:54.70

TO: Stephen C. Warnath (WARNATH_S) (OPD)

READ:12-JUN-1996 10:54:52.41

CC: James C. Murr (MURR_J) (OMB)

READ:12-JUN-1996 12:05:51.88

CC: Janet R. Forsgren (FORSGREN_J) (OMB)

READ:12-JUN-1996 11:46:00.00

TEXT:

HHS has notified us that the Senate Finance Committee would like a copy of Sec. Shalala's testimony on welfare and Medicaid reform by 5 pm today (see LRM 4693). The Department has asked for OMB clearance by 3 pm today. If possible, please

provide your comments on the HHS testimony to me by 1 pm today. Thank you.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Thomas C. Jensen (JENSEN_T) (CEQ)

CREATION DATE/TIME:12-JUN-1996 10:57:19.74

SUBJECT: Conference call notification

TO: Dinah Bear (BEAR_D) (CEQ)

READ:13-JUN-1996 10:58:45.49

TO: Carol R. Dennis (DENNIS_C) (OMB)

READ:12-JUN-1996 10:54:44.89

TO: Martha Foley (FOLEY_M) (WHO)

READ:12-JUN-1996 10:55:34.07

TO: Michael L. Goad (GOAD_M) (OMB)

READ:17-JUN-1996 08:56:01.25

TO: Thomas C. Jensen (JENSEN_T) (CEQ)

READ:NOT READ

TO: Sally Katzen (KATZEN_S) (OMB)

READ:17-JUN-1996 13:45:09.37

TO: FAX (92600516,Bryan Brice) (TLXA1MAIL_\F:92600516\C:Bryan Brice\\)

READ:NOT READ

TO: Kathleen A. McGinty (MCGINTY_K) (CEQ)

READ:12-JUN-1996 11:46:23.77

TO: Ronald K. Peterson (PETERSON_RK) (OMB)

READ:12-JUN-1996 11:19:32.76

TO: Tracey E. Thornton (THORNTON_T) (WHO)

READ:NOT READ

TO: FAX (92085584,Ed Cohen) (TLXA1MAIL_\F:92085584\C:Ed Cohen\\)

READ:NOT READ

TO: FAX (95140557,Jim Simon) (TLXA1MAIL_\F:95140557\C:Jim Simon\\)

READ:NOT READ

TO: FAX (93953744,Tom Jensen) (TLXA1MAIL_\F:93953744\C:Tom Jensen\\)

READ:NOT READ

TO: FAX (95145499,Jill Gibson) (TLXA1MAIL_\F:95145499\C:Jill Gibson\\)

READ:NOT READ

TO: FAX (95140557,Bess Osenbaugh) (TLXA1MAIL_\F:95140557\C:Bess Osenbaugh\\)

READ:NOT READ

TO: FAX (97036934507,Jim VanNess) (TLXA1MAIL_\F:97036934507\C:Jim VanNess\\)

READ:NOT READ

TO: FAX (97205437,Eric Olson) (TLXA1MAIL_\F:97205437\C:Eric Olson\\)

READ:NOT READ

TO: FAX (92603684,Gary Guzy) (TLXA1MAIL_\F:92603684\C:Gary Guzy\\)

READ:NOT READ

TO: FAX (55863, Ray Prince) (TLXA1MAIL_ \F:55863\C:Ray Prince\\)
READ:NOT READ

TO: FAX (92191220, Joe Sax) (TLXA1MAIL_ \F:92191220\C:Joe Sax\\)
READ:NOT READ

TO: FAX (97610270, Lance Wood) (TLXA1MAIL_ \F:97610270\C:Lance Wood\\)
READ:NOT READ

TO: FAX (92604372, Lynn Ross) (TLXA1MAIL_ \F:92604372\C:Lynn Ross\\)
READ:NOT READ

TO: Michael A. Fitzpatrick (FITZPATRIC_M) (OMB)
READ:12-JUN-1996 15:47:55.87

TO: Elena Kagan (KAGAN_E) (WHO)
READ:12-JUN-1996 12:51:04.56

TO: Charles S. Konigsberg (KONIGSBERG_C) (OMB)
READ:12-JUN-1996 11:31:39.83

TO: FAX (95140557, Monica Medina) (TLXA1MAIL_ \F:95140557\C:Monica Medina\\)
READ:NOT READ

TO: FAX (93015040016, Bob Wager) (TLXA1MAIL_ \F:93015040016\C:Bob Wager\\)
READ:NOT READ

TO: FAX (92608393, David Coursen) (TLXA1MAIL_ \F:92608393\C:David Coursen\\)
READ:NOT READ

TO: FAX (97036973366, Michael Davis) (TLXA1MAIL_ \F:97036973366\C:Michael Davis\
READ:NOT READ

TEXT:

The EOP/agency takings team will meet by conference call tomorrow,
Thursday, June 13th, at 9:00 a.m.
The call-in number is 260-7280 9962#. The purpose of the call is
to review current information on prospects for movement of takings
legislation in the 104th Congress.
Thanks for your cooperation.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Odetta S. Walker (WALKER_O) (WHO)

CREATION DATE/TIME:12-JUN-1996 12:30:35.29

SUBJECT: APB from Kathy Wallman

TO: Dawn Chirwa (CHIRWA_D) (WHO)

READ:12-JUN-1996 14:25:46.39

TO: Peter Erichsen (ERICHSEN_P) (WHO)

READ:12-JUN-1996 15:39:06.11

TO: David Fein (FEIN_D) (WHO)

READ:12-JUN-1996 13:21:52.51

TO: James "David" Fielder (FIELDER_J) (WHO)

READ:12-JUN-1996 12:38:19.88

TO: Elena Kagan (KAGAN_E) (WHO)

READ:12-JUN-1996 13:02:13.39

TO: Bruce R. Lindsey (LINDSEY_B) (WHO)

READ:12-JUN-1996 16:15:25.82

TO: Cheryl D. Mills (MILLS_C) (WHO)

READ:12-JUN-1996 12:58:23.93

TO: Miriam R. Nemetz (NEMETZ_M) (WHO)

READ:30-JUN-1996 15:15:13.68

TO: Stephen R. Neuwirth (NEUWIRTH_S) (WHO)

READ:12-JUN-1996 14:31:07.48

TO: Sally Paxton (PAXTON_S) (WHO)

READ:12-JUN-1996 21:49:50.79

TO: Jack M. Quinn (QUINN_J) Autoforward to: Cheryl L Sweitz

READ:12-JUN-1996 16:10:00.80

TO: Robert W. Schroeder III (SCHROEDER_R) (WHO)

READ:12-JUN-1996 12:57:31.11

TO: Jane C. Sherburne (SHERBURNE_J) (WHO)

READ:13-JUN-1996 09:49:48.73

TO: Kathleen M. Wallman (WALLMAN_KM) (WHO)

READ:NOT READ

TO: Kathleen M. Whalen (WHALEN_K) (WHO)

READ:12-JUN-1996 12:34:24.05

TO: Wendy S. White (WHITE_WS) (WHO)

READ:13-JUN-1996 08:42:19.47

TO: Jon Yarowsky (YAROWSKY_J) (WHO)

READ:12-JUN-1996 15:04:02.70

CC: Erin Kelly (KELLY_E) (WHO)

READ:12-JUN-1996 13:00:33.95

TEXT:

APB:

Anyone interested in and available to work on the following matters:

1. American Disability Act; and/ or
2. Communications Decency Act.

Thank you.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Marilyn Yager (YAGER_M) (WHO)

CREATION DATE/TIME:12-JUN-1996 13:38:04.92

SUBJECT: biomaterials meeting

TO: Bruce R. Lindsey (LINDSEY_B) (WHO)
READ:12-JUN-1996 16:15:44.40

TO: Elena Kagan (KAGAN_E) (WHO)
READ:12-JUN-1996 17:32:41.59

TO: Christopher C. Jennings (JENNINGS_C) (WHO)
READ:13-JUN-1996 20:42:58.97

TO: Jennifer D. Dudley (DUDLEY_J) (WHO)
READ:12-JUN-1996 13:46:20.43

TEXT:

I wanted to reconfirm the meeting tomorrow at 11:00am in Room 180 with the Biomaterials companies on product liability.

Attending the meeting will be:

Kelly Slone, Baxter Healthcare

Sarah Gregg, Baxter Healthcare

Anna Richo, Baxter Healthcare

Ron Groon, Wilmer, Cutler and Pickering

Jim Benson, Health Industry Manufactureres Assn.

Tara Federici, Health Industry Manufacturers Assn.

Since they have asked for this meeting, we should view it as a listening session. They will restate their case with regard to the status of biomaterials, appropriate legislative language that does not protect companies who could be negligent (if there is a way to do that), and finally, what their strategy is on the Hill to possibly legislation again.

If any of you want additional materials, let me know. I obviously have written materials from these groups and would be happy to forward to you.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Melissa Y. Cook (COOK_MY) (OMB)

CREATION DATE/TIME:12-JUN-1996 14:35:56.23

SUBJECT: HR 3586, Veterans Employment Opportunities Act

TO: Elena Kagan (KAGAN_E) (WHO)

READ:12-JUN-1996 17:33:19.40

TEXT:

Elena,

I just wanted to touch base with you on HR 3586, Veterans Employment Opportunities Act of 1996, since you indicated earlier that you were interested in this bill. If you are still interested in it, I would suggest you talk with Al Maldon in WH LA who is the lead on this matter.

Thanks.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Ronald E. Jones (JONES_RE) (OMB)

CREATION DATE/TIME:12-JUN-1996 15:30:43.68

SUBJECT: Tresruy Department Draft Bill

TO: Remote Addressee (COMMERCE LRM@1=US@2=ATTMAIL@3=GOV+COMM.BA
READ:NOT READ

TO: Elena Kagan (KAGAN_E) (WHO)
READ:12-JUN-1996 17:33:56.00

TO: Tracey E. Thornton (THORNTON_T) (WHO)
READ:12-JUN-1996 17:22:24.43

TO: Janet Murguia (MURGUIA_J) Autoforward to: Annette E. Jo
READ:12-JUN-1996 15:32:00.85

TO: Helen C. Walsh (WALSH_H) (OPD)
READ:14-JUN-1996 14:01:18.83

TO: Steven D. Aitken (AITKEN_S) (OMB)
READ:17-JUN-1996 11:11:12.51

TO: Alice E. Shuffield (SHUFFIELD_A) (OMB)
READ:12-JUN-1996 15:40:23.56

TO: Lisa Kountoupes (KOUNTOUPES_L) (OMB)
READ:17-JUN-1996 11:27:11.38

TO: Michael F. Crowley (CROWLEY_M) (OMB)
READ:12-JUN-1996 15:30:57.49

TO: Harry G. Meyers (MEYERS_H) (OMB)
READ:12-JUN-1996 15:33:30.27

TO: Nancy E. Schwartz (SCHWARTZ_N) (OMB)
READ:12-JUN-1996 16:48:12.61

TO: Ann M. Burget (BURGET_A) Autoforward to: Remote Address
READ:NOT READ

TEXT:

PRINTER FONT 12_POINT_ROMAN

Unless I hear otherwise by 10:00 A.M. tomorrow June 13, 1996, I
will assume you have no objection to LRM

-4678 (dated 6/7), which
requested comments on a draft Treasury Department bill entitled
"Technical Amendments to the Tariff Act of 1930."

If you need another copy of the LRM, intend to comment but need
more time, or have provided comments that I may have overlooked,
please let me know by answering this fax/E

-mail.

Thanks,

Ron Jones

395

□

-3386

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Ronald E. Jones (JONES_RE) (OMB)

CREATION DATE/TIME:14-JUN-1996 08:39:06.74

SUBJECT: Comments on DOJ Q/As

TO: Elena Kagan (KAGAN_E) (WHO)
READ:14-JUN-1996 09:18:21.85

TO: Tracey E. Thornton (THORNTON_T) (WHO)
READ:14-JUN-1996 17:45:57.94

TO: Stephen C. Warnath (WARNATH_S) (OPD)
READ:14-JUN-1996 09:16:07.97

TO: Robert G. Damus (DAMUS_R) (OMB)
READ:14-JUN-1996 08:44:30.83

TO: Charles S. Konigsberg (KONIGSBERG_C) (OMB)
READ:14-JUN-1996 09:58:32.48

TO: Alice E. Shuffield (SHUFFIELD_A) (OMB)
READ:14-JUN-1996 09:31:36.27

TEXT:

PRINTER FONT 12_POINT_COURIER

Unless I hear otherwise by noon today, June 14, 1996, I will assume you have no objection to LRM

-4709 (dated 6/12), which requested comments on draft Justice Department Q/As following its testimony on S. 1734, the False Statements Penalties Restoration Act.

If you need another copy of the LRM, intend to comment but need more time, or have provided comments that I may have overlooked, please let me know by answering this fax/E

-mail.

Thanks,

Ron Jones

395

-3386

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: James A. Brown (BROWN_JA) (OMB)

CREATION DATE/TIME:14-JUN-1996 10:19:07.32

SUBJECT: RE: lrm 4730

TO: Elena Kagan (KAGAN_E) (WHO)

READ:14-JUN-1996 10:39:20.38

TEXT:

Bill Faschouer in the Federal Railroad Administration's Chief
Counsel's Office, 366-0616.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Marilyn Yager (YAGER_M) (WHO)

CREATION DATE/TIME:14-JUN-1996 10:56:48.31

SUBJECT: I meant to send this to you as well.

TO: Elena Kagan (KAGAN_E) (WHO)

READ:14-JUN-1996 15:18:21.98

TEXT:

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

ATT CREATION TIME/DATE:14-JUN-1996 09:15:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Marilyn Yager

ATT SUBJECT: partial birth meeting with ACOG

ATT TO: Todd Stern (STERN_T)

ATT TO: Peter Jacoby (JACOBY_P)

ATT TO: Betsy Myers (MYERS_B)

ATT TO: Barbara D. Woolley (WOOLLEY_B)

ATT TO: John P. Hart (HART_J)

TEXT:

I have set up a meeting with Am. College of OB/GYN to confidentially talk through details around the partial birth issue to insure that our comments and materials describe the medical aspects properly. This meeting is scheduled for 5:00pm Wednesday, June 19. Room to TBD.

Kathy Bryant will be joined by Dr. Schwartz, the ACOG past President who has been particularly supportive of our position. Please let me know if you are coming.

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

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Kathleen M. Whalen (WHALEN_K) (WHO)

CREATION DATE/TIME:13-JUN-1996 11:39:50.75

SUBJECT: RE: lrm 4725

TO: Elena Kagan (KAGAN_E) (WHO)

READ:13-JUN-1996 12:18:42.50

TEXT:

Thanks for calling my attention to the lrm, which was languishing in my in-box!
I will respond.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Kathleen A. McGinty (MCGINTY_K) (CEQ)

CREATION DATE/TIME:13-JUN-1996 14:39:49.91

SUBJECT: RE: carleton montgomery

TO: Elena Kagan (KAGAN_E) (WHO)
READ:13-JUN-1996 14:42:24.95

CC: Shelley N. Fidler (FIDLER_S) (CEQ)
READ:14-JUN-1996 10:41:02.67

CC: Thomas C. Jensen 9 (JENSEN_T) (CEQ)
READ:13-JUN-1996 14:45:22.83

TEXT:

thx. i'll let you know. i've not yet interviewed him.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Kathy McKiernan (MCKIERNAN_K) (WHO)

CREATION DATE/TIME:14-JUN-1996 15:11:42.92

SUBJECT: FYI -- McCurry's briefing and answers on flag burning

TO: Elena Kagan (KAGAN_E) (WHO)

READ:14-JUN-1996 15:34:07.32

TEXT:

Thanks again for your help.

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

ATT CREATION TIME/DATE:14-JUN-1996 14:23:00.00

ATT CREATOR: Margaret M. Suntum

ATT SUBJECT: 1996-6-14 McCurry Briefing

ATT TO: Remote Addressee (mwolfe@isl.js.mil@INET)

ATT TO: Mary Ellen Glynn (GLYNN_M)

ATT TO: Marlene A. MacDonald (MACDONALD_M)

ATT TO: Julie E. Mason (MASON_J)

ATT TO: Kathy McKiernan (MCKIERNAN_K)

ATT TO: APRIL K. MELLODY (MELLODY_A)

ATT TO: A. Victoria Rivas-Vazquez (RIVASVAZQU_A)

ATT TO: Darby Stott (STOTT_D)

ATT TO: Margaret M. Suntum (SUNTUM_M)

ATT TO: Virginia M. Terzano (TERZANO_V)

ATT TO: C. Patricia Cogdell (COGDELL_C)

ATT TO: Julia R. Green (GREEN_J)

ATT TO: Lorraine McHugh (MCHUGH_L)

ATT TO: Rica F. Rodman (RODMAN_R)

ATT TO: Laura D. Schwartz (SCHWARTZ_L)

ATT TO: Joshua Silverman (SILVERMAN_J)

ATT TO: Allison Wilkie (WILKIE_A)

ATT TO: Remote Addressee (backup@wilson.ai.mit.edu@INET)

ATT TO: Remote Addressee (wh-outbox-distr@clinton.ai.mit.edu@IN

ATT TO: Pauline M. Abernathy (ABERNATHY_P)

ATT TO: Lori E. Abrams (ABRAMS_L)
ATT TO: Lori L. Anderson (ANDERSON_L)
ATT TO: Brenda Anders (ANDERS_B)
ATT TO: Donald A. Baer (BAER_D)
ATT TO: Karen L. Barbuschak (BARBUSCHAK_K)
ATT TO: David S. Beaubaire (BEAUBAIRE_D)
ATT TO: Daniel E. Bernal (BERNAL_D)
ATT TO: Antony J. Blinken (BLINKEN_A)
ATT TO: Gabrielle M. Bushman (BUSHMAN_G)
ATT TO: Phillip M. Caplan (CAPLAN_P)
ATT TO: Laura Capps (CAPPS_L)
ATT TO: Lisa M. Caputo (CAPUTO_L)
ATT TO: Joseph W. Cerrell (CERREL_J)
ATT TO: Steven A. Cohen (COHEN_SA)
ATT TO: Amanda Crumley (CRUMLEY_A)
ATT TO: Carolyn Curiel (CURIEL_C)
ATT TO: Marilyn DiGiacobbe (DIGIACOBBE_M)
ATT TO: Chris Dorval (DORVAL_C)
ATT TO: James T. Edmonds (EDMONDS_J)
ATT TO: Anne M. Edwards (EDWARDS_A)
ATT TO: Rahm Emanuel (EMANUEL_R)
ATT TO: James L. Fetig (FETIG_J)
ATT TO: Karen E. Finney (FINNEY_K)
ATT TO: Ben Freeland (FREELAND_B)
ATT TO: Jeremy M. Gaines (GAINES_J)
ATT TO: Michael A. Gill (GILL_M)
ATT TO: Jason S. Goldberg (GOLDBERG_JS)
ATT TO: Christopher M. Gruin (GRUIN_C)
ATT TO: LAWRENCE J. HAAS (HAAS_L)
ATT TO: Alexis M. Herman (HERMAN_A)

ATT TO: William C. Hornish	(HORNISH_W)
ATT TO: Russell W. Horwitz	(HORWITZ_R)
ATT TO: LeeAnn Inadomi	(INADOMI_L)
ATT TO: Annette E. Johnson	(JOHNSON_AE)
ATT TO: Brian J. Johnson	(JOHNSON_BJ)
ATT TO: David T. Johnson	(JOHNSON_DT)
ATT TO: Wayne C. Johnson	(JOHNSON_WC)
ATT TO: Angus S. King	(KING_A)
ATT TO: Joshua A. King	(KING_J)
ATT TO: Catherine T. Kitchen	(KITCHEN_C)
ATT TO: James Kohlenberger	(KOHLEN_J)
ATT TO: Heidi Kukis	(KUKIS_H)
ATT TO: Karin Kullman	(KULLMAN_K)
ATT TO: G. N. Lattimore	(LATTIMORE_G)
ATT TO: Peggy A. Lewis	(LEWIS_P)
ATT TO: Patricia F. Lewis	(LEWIS_PF)
ATT TO: Evelyn S. Lieberman	(LIEBERMAN_E)
ATT TO: Cynthia J. Lizik	(LIZIK_C)
ATT TO: Gordon Li	(LI_G)
ATT TO: Michael D. Malone	(MALONE_M)
ATT TO: Melissa Marshall	(MARSHALL_M)
ATT TO: Doris O. Matsui	(MATSUI_D)
ATT TO: Anne E. McGuire	(MCGUIRE_A)
ATT TO: Cheryl D. Mills	(MILLS_C)
ATT TO: Julia Moffett	(MOFFETT_J)
ATT TO: Elizabeth A. Montoya	(MONTOYA_E)
ATT TO: Melissa M. Murray	(MURRAY_MM)
ATT TO: Jonathan Orszag	(ORSZAG_J)
ATT TO: Jonathan Orszag	(ORSZAG_J)
ATT TO: Jonathan M. Prince	(PRINCE_J)

ATT TO: Franklin S. Reeder (REEDER_F)
ATT TO: Renee C. Riley (RILEY_R)
ATT TO: Christa T. Robinson (ROBINSON_C)
ATT TO: Roger V. Salazar (SALAZAR_R)
ATT TO: Stuart Schear (SCHEAR_S)
ATT TO: Jill A. Schuker (SCHUKER_J)
ATT TO: Jennifer Senan (SENAN_J)
ATT TO: Douglas S. Sheorn (SHEORN_D)
ATT TO: Susan P. Shepard (SHEPARD_S)
ATT TO: David Shipley (SHIPLEY_D)
ATT TO: Douglas B. Sosnik (SOSNIK_D)
ATT TO: Todd Stern (STERN_T)
ATT TO: Mike Sullivan (SULLIVAN_M)
ATT TO: Shana E. Tesler (TESLER_S)
ATT TO: Terri I. Tingen (TINGEN_T)
ATT TO: Barry J. Toiv (TOIV_B)
ATT TO: Jodie R. Torkelson (TORKELOSON_J)
ATT TO: Lorraine A. Voles (VOLES_L)
ATT TO: Michael Waldman (WALDMAN_M)
ATT TO: Angelina Walker (WALKER_L)
ATT TO: Teresa Wildman (WILDMAN_T)
ATT TO: Stephen Willson (WILLSON_S)
ATT TO: Natalie S. Wozniak (WOZNIAK_N)
ATT TO: Remote Addressee (usia01@access.digex.com@INET)
ATT TO: Remote Addressee (1=US@2=WESTERN UNION@3=@5=ATT.COM*EL)
ATT TO: Remote Addressee (62955104@eln.attmail.com@INET)
ATT TO: Remote Addressee (73030.21@compuserve.com@INET)
ATT TO: Manager Infomgt (INFOMGT)
ATT TO: Remote Addressee (newsdesk@usnewswire.com@INET)
ATT TO: Remote Addressee (usnwire@access.digex.com@INET)

TEXT:

PRINTER FONT 10_POINT_COURIER

BOTTOM ODD

MORE #235

□

-06/14

PRINTER FONT 12_POINT_COURIER

THE WHITE HOUSE

Office of the Press Secretary

For Immediate Release

June 14, 1996

PRESS BRIEFING

BY MIKE MCCURRY

The Briefing Room

12:26 P.M. EDT

MR. MCCURRY: Well, well, well, happy Friday. And shall we start our briefing? What have you got? Actually, I don't have anything formal to begin with today, so we just go with questions.

Q Former Senator Dole is saying today that his support of the flag burning amendment and the President's lack thereof is another distinction between the two candidates.

MR. MCCURRY: It's a laughable statement. There's no distinction at all between the President and Senator Dole and their love and respect for the American flag. Moreover, President Clinton has a record that demonstrates that quite clearly. He's worked as a governor in his state to protect the flag. He supported legislation that would have outlawed all intentional desecration of the flag. He initiated a statewide flag respect program designed to encourage better understanding and appreciation of the flag. And on Flag Day that's exactly the right attitude to have about the flag.

I can't figure out -- I think because it's Flag Day, once again Senator Dole is searching for some news.

Q How about the amendment? Does he support the amendment?

Q What about the amendment?

MR. MCCURRY: On the amendment, the President's views on that are known and have been known for a long time. He believes the First Amendment is, in some respects, what the America flag is about, in that the First Amendment expresses the very character of this nation that the flag symbolizes, and the tampering with that and not recognizing the right to freedom of expression -- beginning down that road in which you begin to curtail freedom of expression is not warranted.

Q Then there is a distinction on that question, isn't it?

MR. MCCURRY: Well, Senator Dole's speech, unfortunately, was much more bordering on issues related to the President's patriotism.

Q What exactly did he say that impugned the President's patriotism?

BOTTOM EVEN

MORE #235

□

-06/14

MR. MCCURRY: He said something to the effect that it was -- that one difference between us is I love the flag and he doesn't, or something like that. Do you have the exact quote? Something like that.

□

TOP EVEN

- \p -

BOTTOM EVEN

MORE #235

□

-06/14

Q Mike, are you putting out something this afternoon in connection with the files?

MR. MCCURRY: Well, we expect the FBI at some point this afternoon to release publicly and to the Congress and we will get a copy as well of a report of their review of these issues.

For some time now, the White House legal counsel has been looking at what procedures ought to govern the request of files from the FBI and has been working changes in those procedures that will really protect the rights of those individuals whose background files would necessarily be reviewed in connection with security passes or with clearance into the White House. And I believe that we will be able to provide you a copy of some of his instructions to the rest of the White House staff sometime this afternoon.

Q Will they be written only?

MR. MCCURRY: That's what would be provided, yes, a copy of the memorandum that he has been working on that he has prepared for Mr. Panetta that really outlines these new procedures.

Q Can we get him to come in here and explain it to us on camera?

MR. MCCURRY: I think it's pretty self

□

-explanatory, once you see it. It's a detailed explanation of what procedures ought to exist, who should have access to the files, and under what procedures should files properly be requested. And it will develop a lot of more accountability in the future to be very clear who has direct responsibility for requesting the files and it will put in the hands of the Chief of Staff and the White House legal counsel responsibility for those who are using those files.

Q Mike, one question that still overhangs this whole thing is why was the Office of Personnel Security trying to update the files about people who would have continued access to the Executive Complex when many White House staffers had not completed

the process of obtaining security clearances?

MR. MCCURRY: Well, my understanding is, at that time, in December of 1993 when those requests were made they were -- also they, in addition to getting the necessary security clearances and background checks in place for those who were newly arrived to the White House staff, they were also reconstructing those files that had been sent into archives by the Bush administration when it left office. So they were, in a sense, updating the files of those who were holdovers in addition to completing the work on the others.

Q Do we know why -- or do you know why they didn't retrieve the files from the archives? They are, after all, the White House archives.

MR. MCCURRY: It's not, to my understanding, not clear that they were in archives.

Q Well, you just said they'd been archived.

MR. MCCURRY: They had been archived; I'm not clear whether they were archived here or at the Bureau. But I suspect that's a question that the FBI may have addressed.

Q Wait a minute. The suggestion from Mr. Fabiani's office was that they were archived by the Bush administration with the Bush papers. Is that the case?

MR. MCCURRY: He's got an authoritative record on it. TOP ODD

- \p -

BOTTOM ODD

MORE #235

□

-06/14

I'd rely on what he's told you.

Q Well, I mean, are they here, or not?

Q How many governors have been invited to meet with the President on church burnings, and how many have accepted?

MR. MCCURRY: We still are in consultation with the southern governors. We reached out to the members of the Southern Governors Association -- a total number of 14 states -- but we also made clear to the national leadership of the National Governors Association that the President would welcome any governor who had an interest in this issue and who wanted to participate in the discussion.

But we directly contacted those 14 governors in those states that have been affected by these incidents, both Republicans and Democrats, to extend them an invitation. We have not yet set the date, in part because we're working with those offices to determine what date is likely to get the best attendance.

Q Mike, it's my understanding there have not been burnings in 14 states.

MR. MCCURRY: Well, we contacted all the members of the Southern Governors Association -- is that correct?

MS. GLYNN: There's an effort to be inclusive.

Q There's a report today that this probe is being broadened to include a number of white churches. There have been a number of burnings, but is that now part of the -- included in the scope as well?

MR. MCCURRY: Well, they have, it's my understanding from the testimony that's been given by the Justice Department, they have been also similarly investigating those events where there's properly a federal role suggested. Now, the investigation at the black churches is done pursuant to civil rights concerns because it's done by the Civil Rights Division. But when warranted, if there's federal involvement suggested in burning of white churches, the federal government has taken appropriate action. Certainly, the President condemns and has condemned all acts of burnings of religious places of worship.

Q But that's not specifically part of this -- the probe is not being expanded to cover these other --

MR. MCCURRY: I had not heard that, but I think you should check both at Treasury and Justice to see if they've indicated something to that effect. I hadn't heard that myself.

Q Given the history of political abuse of FBI files in previous White Houses, why has it taken three and a half years for the White House now to come up with new, stricter guidelines to make sure these kinds of alleged abuses don't occur again?

MR. MCCURRY: Because the process used to request these files came to the attention of the President, as he indicated to you yesterday, and other senior White House officials just last week.

Q Mike, last week or perhaps the week before you characterized William Clinger's subpoena as a search for every scrap of paper and sort of winsomely said, even toilet paper they wanted. Do you now think that maybe you overstepped and that this is a legitimate thing that he was looking at?

MR. MCCURRY: No, I did not overstep.

Q You don't think this is a legitimate area of inquiry?

MR. MCCURRY: And if I recall, I made that comment prior to this matter surfacing.

Q That's right.

Q But that's what I mean. What happened later, did it make you think --

MR. MCCURRY: Well, that comment was clearly directed at the endless stream of requests they've made and their unwillingness cooperate with White House legal counsel to resolve the documents we were willing to provide, but they apparently wanted instead to force some type of confrontation.

Q Is it still the White House position that senior officials here can't even ask Craig Livingstone about these questions such as the one raised in that op

□
-ed yesterday in the Wall Street Journal, because to do so would somehow compromise the other investigation?

MR. MCCURRY: It's the White House view that we should do nothing to impede the inquiry that will be underway and is underway, by the independent counsel. The best thing we can do is to assist the independent counsel in getting timely and accurate information so they can complete the inquiry they have underway.

Q Essentially, it's a self
□
-imposed gag rule that you

--
MR. MCCURRY: It's not a gag rule, John. We are dealing directly with an independent counsel that is looking into these matters and will certainly request information of the White House and request people to be available, and we're cooperating with that effort.

Q That goes back to the question asked of the President the other day. If you guys are letting the independent counsel do his job, therefore, you're not talking to Livingstone or doing anything that might look like you're competing, how can you guys stand up there and say it's just a bureaucratic snafu? If you don't have all the facts and haven't been able to get all the facts?

MR. MCCURRY: Because there is no evidence to suggest that it is otherwise, and there is an affidavit --

Q Well, you can't rule out the possibility --

MR. MCCURRY: -- that has not been public that explains what happened. And it's pretty clear from that affidavit what happened.

Q Mike, that's true as far as that affidavit goes, but that affidavit would not appear to cover, for example, the inquiring by the White House of Barney Brasseux's file, and as far as I can tell White House officials have offered no explanation of how that fired Travel Office employee's file was acquired. Can you do so now?

MR. MCCURRY: That is incorrect, and you will see that issue is most likely addressed -- we suspect it will be addressed in the FBI report later today, because of an exchange of letters that the White House legal counsel has had with the FBI.

Q Can you --

MR. MCCURRY: I'll do it after the FBI releases its report -- or actually the best point of contact for that would be Fabiani.

Q Is it still your position that this all stems from a Carter administration executive order calling for every hard passholder there must be at least an FBI file summary on hand in the White House to match that hard passholder?

MR. MCCURRY: I can't -- I did not personally know that this goes back to the Carter administration, but I suspect that if there is any historical context here, if it's addressed it will be addressed by the FBI. That's an assumption on my part, but I don't know for a fact that that will be in there.

Q Has the President seen the FBI recommendations?

MR. MCCURRY: We have not seen it. My understanding is that we will receive it at the same time that it's made public.

Q Is Mr. Livingstone still carrying out his duties as the head of Office of Personnel Security?

MR. MCCURRY: Yes.

Q Do you expect that to be true by the end of the day?

MR. MCCURRY: I know of nothing that would make it otherwise at this point.

Q Does he have the President's full confidence?

MR. MCCURRY: I know of nothing that would render lack of confidence.

Q Mike, what is the cumulative effect of the Whitewater convictions and the FBI files on the campaign and on the White House generally?

MR. MCCURRY: The cumulative effect is most of the matters represent a nuisance that are dealt with, but mostly a political nuisance -- issues raised by the political opponents in an attempt to do damage to him. And we have to deal with it. It's a fact of life and we recognize that and just keep moving forward.

Q New subject?

MR. MCCURRY: New subject.

Q Could you expand on what Jesse Brown meant when he testified up on Capitol Hill that he was, "I'm not planning to live with the President's budget, the out

□

-year projections and the seven

□

-year plan." And, apparently, the head of NASA said the same thing. How can the seven

□

-year budget plan be serious if agencies aren't making the preparations for those cuts that are contemplated?

MR. MCCURRY: Well, you should check with Dr. Rivlin's staff, but she has addressed that very directly. They clearly have to live within the instructions that are developed by the Office of Management and Budget, and those instructions have been clear.

Those comments, if I understand it correctly, say that we don't presume that the President's budget or the Republican budget will necessarily reach final passage. But the effort to streamline government, to cut costs, to make the changes that reflect the President's policies as reflected in the President's budget submissions certainly is something the White House expect Cabinet agencies to pursue.

Q Well, they testified that they're not making preparations. That was the question -- are you preparing for these possible cuts, and the answer was, no.

MR. MCCURRY: There's a specific response to that that I know is available from Dr. Rivlin. You can call Larry Hoss, I think he's probably got that for you.

Q Why is it a good idea to economically penalize foreign companies that invest in Iran?

MR. MCCURRY: Because Iran needs to be isolated by the international community for its reprehensible support of international terrorism. One of this administration's principal goals in the conduct of its foreign policy is to curb incidents of international terrorism, and one way to do that is to bring economic pressure on Iran and to isolate that rogue nation. We don't believe that those who pursue a critical dialogue with Iran have demonstrated any evidence that that dialogue has moderated Iran's behavior.

Q Is that another way of saying the Europeans haven't done enough to stop terrorism?

MR. MCCURRY: We believe the Europeans have made very clear that they're working as hard on this problem as we have. They have participated in all the discussions by the G

□

-7, by other

nations. They were certainly heavily represented at the Sharm el

□

-Sheikh conference. We enjoy broad cooperation with most of our European allies -- in fact, I would say with all of our European allies -- when it comes to combatting international terrorism.

On the specific question of whether or not economic pressure on Iran might usefully moderate its behavior, there is a disagreement, and it's an honest disagreement.

Q Is imposing secondary sanctions now an accepted principle of the administration? We see it with Cuba, and now we see it with Iran. Will we see it again with other countries?

MR. MCCURRY: There's not a broad principle at stake here. These are two cases in which we are bringing economic pressure to bear on two reprehensible regimes -- Iran, which is a sponsor of international terrorism; Cuba, which violates the political, civil and human rights of its citizens.

Q Do you foresee any other countries that would be also isolated in this fashion?

MR. MCCURRY: Well, there are various places around the world in which we have used economic measures to bring pressure to bear, but these are two specific cases involving specific forms of pressure.

Q Is the President going to speak in his radio address tomorrow about the relaxation of the ban on liquor advertising?

MR. MCCURRY: If he does, I'm sure it would be very newsworthy.

Q Then, Mike, on what grounds do you ask television stations to continue to refuse liquor ads when beer and wine manufacturers are allowed to advertise?

MR. MCCURRY: Well, the White House view is that the voluntary ban that has been in place on hard liquor advertising has been a useful one, has helped the public health of the American people. As to whether the President will have some specific suggestions, let's wait and see.

Q What's your evidence to back that up?

MR. MCCURRY: That is a consensus view of those who have looked at what the health effects are of alcohol abuse.

Q But I'm asking what your evidence is to back up that the voluntary ban on advertising has resulted in --

MR. MCCURRY: As I say, my understanding is that's a consensus within those who work closely on alcohol health

□
-related issues, that that ban has had a positive effect on public health.

Q Is this an issue about which the President might pick up the phone and call his good friends in the Bronfman family, who run the Seagram's Corporation, which is running these ads in Texas?

MR. MCCURRY: I'll have to check. I don't have an answer to that.

Q Isn't that a First Amendment issue also?

MR. MCCURRY: Well, there have been some discussions about the constitutionality of these things. That's why -- the curbs on this issue arose in the case of tobacco advertising, because of some of the suggestions that have been made on that. It has not been deemed unconstitutional to prohibit certain types of advertising as they relate to health

□
-related effects and advertising directed at certain populations -- specifically, young people. That was an important distinction made in some of the court's review recently of this issue.

Q I believe Bronfman was at a fundraiser with the President just in the last few days at about the time when these ads started running. Did he mention to him the --

MR. MCCURRY: I'd have to check. I don't know.

Q Yesterday it was revealed that a trader at the Sumitomo Corporation of Japan lost about \$1.8 billion in illegal trades and that he may be prosecuted under criminal charges in the U.S. Does the White House have any comment on that subject?

MR. MCCURRY: Well, we're certainly aware of the development, aware of the ramifications, but I haven't seen anything

developed here that represents a formal response to that.

Q I'd like to make sure that I understand your answer to his questions a couple of minutes ago on the files and some other things. Are you including or referring to the problems with these background files as a political nuisance?

MR. MCCURRY: No, although I do believe it's accurate to say that the President's political opponents rushed to make what now turns out to be erroneous charges against him with scant information. Now, you'll see later when the Dale -- the first suggestion by Chairman Clinger, among others, at the release of one document that went to the committee is that this represented a particular vendetta against Billy Dale. Well, it turns out that was just wrong.

Q Do you know that it's wrong?

MR. MCCURRY: And it's usual that they shot before they looked. Well, the facts would seem -- certainly seem to suggest that that's an erroneous interpretation.

Q Why do they suggest that?

Q It's been reported that Livingstone and Marceca worked together on two prior campaigns, even though this guy Marceca was an Army CID official. Is the White House satisfied that this was not an unauthorized intelligence gathering operation by two of them in getting these records?

MR. MCCURRY: As the President indicated to you yesterday, he is not aware of, and we are not aware of, any evidence to suggest that.

Q Is the President getting updates on the consultations going on in Beijing on intellectual property rights? And is it his final decision to make as to whether to impose sanctions on China on Monday for IPR?

MR. MCCURRY: Well, as Ambassador Barshefsky made clear in leaving for Beijing, that decision has been made and, yes, the President did make it. The sanctions will take effect on the date scheduled, lacking any improvement in our ability to enforce the international -- or intellectual property rights agreement that we have reached. The President will, if necessary, get some updates, but our anticipation at this point is that there will be lengthy talks throughout the weekend.

Q Mike, what is the President's reaction to end of the Freeman standoff?

MR. MCCURRY: He actually delivered one publicly last night and it was very effective.

Q Just back on China for a second. Have you seen anything to suggest that there is any significant change in China's position that there would be anything --

MR. MCCURRY: Well, there have been -- as you know, there have been some enforcement actions by the People's Republic in Guangdong that have been aimed at apparently some of our concerns about pirating of intellectual property. One of the things that Ambassador Barshefsky will be able to do is to understand the nature and scope of that enforcement activity.

Q But you've seen that before, have you not?

MR. MCCURRY: Have before and whether or not that is sufficient in the eyes of our trade negotiators will be a subject that they will look at carefully this weekend.

Q Just to follow up on Gene's question one more time. As far as you know, the detailing of Marceca to this project update to the White House was purely accidental, coincidental?

MR. MCCURRY: Well, I don't believe it's accidental or coincidental. We detail people, you get people from various agencies who work on detail here. I'm not aware, myself, of the full

circumstances of his detailing or how the request was made for his help on that process.

Q Can you confirm that about Livingstone and Marceca worked together on the earlier campaign and on the inauguration?

MR. MCCURRY: I don't know that to be true as a fact myself. I don't have any reason to suspect that's not true.

Q If nobody has talked to -- nobody at the White House has talked to these two individuals, how can you say that there's no evidence to support that they may have been freelancing on this thing?

MR. MCCURRY: There's nothing that's been made available to the White House that suggests that that's a correct interpretation.

Q Well, there is this article from Gary Aldridge in the Wall Street Journal in which he makes some serious allegations.

MR. MCCURRY: He makes -- using innuendo, raises questions to which he doesn't appear to have any factual information to make a case.

Q That's the same exact thing you folks are -- you're saying there is nothing there, but you don't have any evidence to show there is nothing there. You haven't been able to investigate.

MR. MCCURRY: Well, we have not been able to get specific answers to specific questions that you want to have answered, but since the independent counsel is going to want to have those questions answered, we can answer that. We can establish the general understanding of the situation what the circumstances were by which files were requested, and I believe it's accurate to say that the affidavit that Mr. Marceca made available does provide you a general understanding of what the situation is.

Q Mike, not to belabor this point, but the only evidence that it was an innocent thing is the two people who stand to -- if there was a violation of law to have committed it, say they didn't break the law. You don't have anything other than that. Are you sure that this wasn't a bad operation?

MR. MCCURRY: There is absolutely no evidence that they did anything with those files that would constitute improper use. In fact, there are factual logs that indicate that those files remained where they were supposed to be in the vault throughout that period, right? So that would -- you're trying to suggest, is there any evidence -- if you're aware of any evidence that suggests there was any improper use, you should come forward and present that to the independent counsel.

Q -- that it would be very easy to go in and look at those records -- the suggestion has been made that it would be very easy to go and look at the records without signing them out -- to walk into the room, to have a look, maybe even to copy them. We have no assurances, and the White House is in the position of saying we can't investigate this because it would look like we were trying to

cover up.

MR. MCCURRY: We are in the position of saying it is being investigated by the independent counsel, who has more than proven his ability to run credible, exhaustive investigations, and that we will cooperate with that investigation. That's exactly what we should do.

Now, you all have a responsibility, too, which is that you have to decide as you report what is the factual basis upon which people make allegations. And got to make -- each of you have got your own independent journalistic standards that you use. But people have made a lot of wild charges. And the President's political opponents in particular make a lot of wild charges.

Q This one should be outside the purview of the independent counsel. Did the First Lady have a role in getting Craig Livingstone hired? You could simply ask her that.

MR. MCCURRY: I don't know the answer. I'll see if that's a gettable answer.

Q Mike, as head of the Personnel Security Office, does Craig Livingstone have access to those files without signing the logs?

MR. MCCURRY: I do not know the answer to that. I can see -- that's among the kinds of questions that eventually you would want to have an answer to.

Q Mike, it's understandable the White House might not want to be conducting an inquiry which would make it the locus of more information and stories about this, but the independent counsel is looking into the possibility of criminal behavior; the FBI is looking into what it did and may or may not find out all of what went on here and who looked at the files once they were over here. How will the White House ever know if these files were properly handled and the information that was in them was properly handled short of an indictment?

MR. MCCURRY: Well, because you can -- at the point that the Independent Counsel concludes whatever inquiry is under way and produced whatever report or summary analysis of the matters that they've looked at, we will either have suggestions that there are procedures that need to be examined, or an ability at that point to really look more closely at what our own procedures are here.

And, in fact, indeed, later today you're going to see demonstrated very vividly that when something comes to our attention that suggests that we need to tighten up procedures, we can move very swiftly to put those procedures in place.

Q And you're suggesting here that that has been done? Would you outline what you have done there? Could you explain that to us?

MR. MCCURRY: I'm saying that we've got some substantial reason to believe, based on what has been reported since last week, that we need to tighten up procedures for handling requests for background information. Now, you'll see later today that we've been

able to do that and do that effectively and it didn't require an indictment of somebody in order for that to happen.

Q But, Mike, isn't it manifestly clear that there are a lot of things about what the White House did in this that would almost necessarily slip between the cracks of the inquiries that are going on that a President, trying to find out what did happen here, would want to know?

MR. MCCURRY: Well, that's an accusation you're making about Mr. Starr. You should ask Mr. Starr whether he's going to let things fall between the cracks.

Q Mr. Starr's investigation is of criminal matters only.

MR. MCCURRY: Oh?

Q Clearly so. There could be a hotbed of unethical behavior that wouldn't be actuable by him --

MR. MCCURRY: In order to --

Q -- how would you know?

MR. MCCURRY: If I understand the way most investigators do investigations, you have to establish the facts in order to reach conclusions. So, presumably, they're going to establish certain facts that would let them that kind of decision. And that factual record would then be of enormous use to us if we needed to make procedural changes.

Q Not if it was induced in front of a grand jury, it wouldn't.

Q You're telling us to wait for the report of the independent counsel?

MR. MCCURRY: I'm saying that there is a independent counsel investigation now that's going to be underway. That is a very serious matter. You know it's a serious matter. And you know if we say we're going to cooperate with that, we have a responsibility to produce information and people who can satisfy the concerns they're going to raise. And I think it's hard to make a case that that's not a proper way to go forward here.

Q Mike, all these questions seems to point to, if once the independent counsel's investigation is done and the Clinger committee investigation is done, these questions all seem to point to a question for you is: If those investigations produce information that leads to other questions that remain, in the eyes of the White House, unanswered about procedures here or internal administrative matters, would the White House take additional steps of its own either to make inquiries, revise procedures, change things, fire people, demote people, dismiss people, reward people, whatever -- based on administrative concerns, not criminal ones, not legal ones?

MR. MCCURRY: What I just said is, establishing the facts allow you then to really have some understanding of whether you

need to go in and make those types of administrative management reviews to change procedures. But it is a far more serious matter, and everybody here knows it, if there are allegations -- and there are allegations -- of potential illegal conduct that those things then need to be pursued, and they are being pursued by an independent counsel. And you establish facts and record and understand what the situation is. And if it turns out, as we strongly suspect, that there is no evidence at all of illegality, then you look at the questions underlying the management practices and are there things that need to be done to improve personnel or resources or management practices.

Q Well, there was a demonstrative lack of sensitivity, too, about contacts with the FBI that the White House, itself, acknowledged in the report on the Travel Office. And six months or so after this, there seems again to have been a lack of sensitivity about contacts that even if, short of criminality, just from the standpoint of embarrassing the President, would seem to be something that people would be held accountable for.

MR. MCCURRY: Gene, I think you need to wait and see what the FBI report says about that. Now, all know that the procedure --

Q You seem to know. Do you?

MR. MCCURRY: We don't have the report, but that's a question that the Director's already indicated that they would look -- I mean the general parameters of something that they're going to look at.

Now the form that -- you're saying it shows a lack of sensitivity to take a fax form, send it over to the FBI and requisition an access -- or an FBI background file. To my knowledge, the exact same form used by Bernie Nussbaum that became public in connection with the Billy Dale case is the exact same form used with "C. Boyden Gray" typed right up at the top. So it's apparently a practice that was used -- or the form, in any event used to requisition those background files is one that predates this administration.

Q I don't think he was saying it was an insensitive form, Mike. I think what he's suggesting is that when wholesale requests are made for files of people who haven't been in the -- not even in the previous administration, but were in the one before that who are relatively famous people, for example, Jim Brady -- that there was some lack of sensitivity to who these people are, whether any of this procedure made any sense --

MR. MCCURRY: Oh, yes.

Q -- and that that would be something that the White House would want to make sure it knew everything about in order to correct.

MR. MCCURRY: Well, and correct it, indeed, we will. Call it inexcusable; indeed, we have. And express our regret for it; we have in the words of the President himself.

Q Are you saying that the President's absolutely now prohibited from inquiring of staffers what happened?

MR. MCCURRY: No, I'm saying again, for I think the third or fourth time, there is an independent counsel investigation underway. We are not going to do anything that might impede that investigation.

Q Would that impede just to find out what the hell went wrong?

MR. MCCURRY: Finding that out is exactly what the independent counsel is going to do. To find that out, we would certainly have to at least duplicate or cross paths with the independent counsel. And I don't think there's anyone here that doubts that the independent counsel is going to be able to properly investigate these matters. Any takers for that?

Q While waiting for the independent counsel, wouldn't it make sense to take some step, for example, by moving Mr. Livingstone to another slot? I mean, he's the man who was in charge of the office where all these questions are being raised. Why keep him in place while you're waiting to know how big a mess it was?

MR. MCCURRY: Well, because that would presume that there was something egregiously wrong about his conduct, and I'm not aware, at this point, that there was.

Q Why would that presume that? It happens all the time when questions are raised about the conduct of people in official positions that they are relieved of those responsibilities while an inquiry goes forward.

MR. MCCURRY: Well, that is a presumption that there needs to be a personnel change there, and I'm not aware that the White House has made that presumption.

Q If you're the President, doesn't your gut tell you that it would be a good thing to give Craig Livingstone a jingle and find out what's going on here?

MR. MCCURRY: I think that that's been asked and answered now several times -- that the independent counsel is presumably going to have him as one of the people that they want to talk to. I don't know that for a fact, but that would be a presumption I'd make.

Q Speaker Gingrich had some extremely caustic things to say this morning, saying that the FBI files are evidence of a dangerous presidency, that the President misleads the public daily on Medicare cuts and so forth. Two questions: What's the White House response, and do you see this as sort of a return to the old Gingrich now that Senator Dole has left the legislature?

MR. MCCURRY: He's -- the Speaker is part of a coordinated strategy of personal attack that represents the only thing that the Republicans are now, apparently, offering to the American people in the course of this campaign. It's relentless. It's day after day. It is their brand of politics because they lack of substantive appeal that they can make to the American people.

And as to some of the specifics -- the other day I heard Senator Dole and I hear Speaker Gingrich regularly say that the President is responsible for the biggest tax increase in history. They know that's not true, and they know there is not a single economist or single leading economic publication that would verify that claim, and they say that over and over again. And if you call them on it, call them up and say, is that true. See what they say.

Q Well, Mike, you're talking about brands of political tactics and who has got the moral high ground here. Since your briefings are only carried on delay on C

□

-Span and not live, would you object if Republican staffers came and held a cell phone up -- in your briefing, so that it could be transmitted in real time?

MR. MCCURRY: I assume they probably do. You know. We were up in Pennsylvania not long ago, and a Republican Congressman came in, wandered into our little filing center and walked around. I mean, that's -- I assume that happens.

Q Does the President support this Republican legislation that would require the President's signature on any FBI file request?

MR. MCCURRY: Why don't you wait and see Mr. Quinn's memo later this afternoon?

Q Does it address that specifically?

MR. MCCURRY: Well, the procedures that will be in place for requesting background files are very proper, very straightforward, and have got a high degree of supervision on it. But I suggest it might be a little bit much to have the President sign these forms, but there needs to be an accountability process in place, and you'll see from Mr. Quinn's memo that there is one that is very effectively designed.

Q Are there White House people up on the Hill today talking about the Kennedy

□

-Kassebaum bill and a possible compromise?

MR. MCCURRY: I don't know if they're on the Hill, but there is an ongoing dialogue with the Hill on Kennedy

□

-Kassebaum bill.

And we remain very hopeful that we will see final passage of that legislation very soon. It would be something good for Trent Lott in his first days as Majority Leader to be down here for a signing ceremony.

Q Mike, do officials here in the White House already know what the FBI report is going to say, either generally or specifically?

MR. MCCURRY: No. We have not been --

Q Jack Quinn doesn't know?

MR. MCCURRY: We have not been given a copy of it, and --

Q Don't know what's in it?

MR. MCCURRY: Doesn't have a -- we only -- what we know it will address we know largely from the comments that Director Freeh has made publicly.

Q Mike, you've been, if I may, very careful not to say whether you've been given any indication the FBI has pointed a finger at some specific person in the White House. As a matter of fact, from what you've said, it would seem that you've at least been assured that they are not pointing a finger at anyone and accusing

them of wrongdoing.

MR. MCCURRY: We have not been assured, and I don't know whether they do or not.

Q Mike, are there any plans in the way of reaction to the Russian election on Sunday?

MR. MCCURRY: Not on Sunday. Our best understanding is that the election results will take some time to assemble before the Central Election Commission verifies them and announces them publicly. So we suspect it will be sometime early next week before we have a reaction. Now, we might have some -- some administration officials are going to be out talking on various programs over the weekend, and they might be able to comment about our understanding of the process or something. But beyond that, we don't expect any formal result until we get some type of formal declaration from the Central Election Commission.

Q As long as you're dealing with logistics here, logistical questions, have you all locked up the itinerary now for the trip to Lyon?

MR. MCCURRY: We are very close to -- the President's got a scheduling meeting related to his trip to Europe on Monday. I think at that point I'll be able to do it, but everything I've heard here at the White House indicates that there's nothing beyond the planned stops that you're already aware of -- going to Lyon and then onward to Paris at the end of the trip. And we don't anticipate adding to that, but the President will have a final review of his schedule Monday.

Q Does the First Family know where it will be vacationing this summer?

MR. MCCURRY: No, we have not -- I asked the President that question the other day, and he was going to visit with the other members of the First Family on the subject.

□
TOP EVEN
- \p -

BOTTOM ALL

Q Is that likely to occur, if you know, during the Republican convention, or do you know if he's going to be in down time then?

MR. MCCURRY: I don't know, Brit. I think a lot of -- some people have suggested that's a good time; other people have suggested no, that he might want to be out and be active during that period. So I don't know the answer at this point.

Q This may be a little early, but the President is going to Camp David this weekend. Do you know if he is also going over July 4th, the long weekend?

MR. MCCURRY: I do not know.

Q Mike, the targeted capital gains break for housing that is mentioned in the Wall Street Journal today and elsewhere -- has the President signed off on it or has a formal proposal come to him to approve that?

MR. MCCURRY: There are people interested in that idea, but I don't know that that's got any formal sign

□

-off, and from my understanding it's a long ways away from it. But it's an idea that has been looked at, but again, no idea comes forward with the President's stamp of approval unless it's highly targeted, unless it will help grow the economy, unless it's fully paid for.

Q Along that line, are you considering increasing the exemption for capital gains -- \$25,000?

MR. MCCURRY: That's a new one to me. I hadn't heard that one, but it would be the same answer: Nothing comes forward unless it helps grow the economy, unless it's consistent with the President's view that tax relief ought to be highly targeted so it goes to the middle income, that it fits into the contours of a balanced budget plan by being fully paid for.

Q Do the week ahead?

MR. MCCURRY: The week ahead, we've got -- can we just put it out? We'll put it out shortly.

Okay.

THE PRESS: Thank you.

END 1:04 P.M. EDT

#235

□

-06/14

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

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Dinah Bear (BEAR_D) (CEQ)

CREATION DATE/TIME:14-JUN-1996 16:13:37.60

SUBJECT: WE WON!!

TO: Kathleen A. McGinty (MCGINTY_K) (CEQ)
 READ:14-JUN-1996 18:46:20.95

TO: T J Glauthier (GLAUTHIER_T) (OMB)
 READ:16-JUN-1996 11:29:56.92

TO: Ron Klain (KLAIN_R) Autoforward to: Remote Adresse
 READ:NOT READ

TO: Elena Kagan (KAGAN_E) (WHO)
 READ:14-JUN-1996 16:22:35.06

TO: Martha Foley (FOLEY_M) (WHO)
 READ:14-JUN-1996 16:22:12.86

TO: Jennifer M. O'Connor (OCONNOR_J) (WHO)
 READ:14-JUN-1996 16:33:06.65

TO: Barbara C. Chow (CHOW_B) (WHO)
 READ:14-JUN-1996 16:16:25.33

TO: Brian J. Johnson (JOHNSON_BJ) (CEQ)
 READ:25-JUN-1996 18:46:06.26

TO: Thomas C. Jensen (JENSEN_T) (CEQ)
 READ:14-JUN-1996 16:16:17.84

TO: Christine L. Nolin (NOLIN_CL) (OMB)
 READ:14-JUN-1996 17:32:19.22

TO: Ruth D. Saunders (SAUNDERS_R) (OMB)
 READ:17-JUN-1996 09:47:33.80

TO: Ray Martinez (MARTINEZ_R) (WHO)
 READ:14-JUN-1996 16:25:31.74

TO: Deborah L. Fine (FINE_D) (OPD)
 READ:14-JUN-1996 16:14:57.08

TO: Shelley N. Fidler (FIDLER_S) (CEQ)
 READ:17-JUN-1996 07:54:31.95

TEXT:

We just won all of remaining issues in the 9th Circuit Court of Appeals in the timber rider case:

- 1) "known to be nesting" - the marbled murrelet sales!!!
- 2) previously enjoined sales - these included the worst of the fish sales in the Umpqua watershed
- 3) "high bidder sales" - i.e., high bidder was no longer in business or financially responsible - we don't have to reoffer!!!

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: James S. Rubin (RUBIN_J) (WHO)

CREATION DATE/TIME:14-JUN-1996 18:50:23.42

SUBJECT: update

TO: Kathleen M. Wallman (WALLMAN_KM) (WHO)
READ:14-JUN-1996 18:54:57.24

TO: Paul J. Weinstein, Jr (WEINSTEIN_P) (OPD)
READ:17-JUN-1996 10:00:57.91

TO: Elena Kagan (KAGAN_E) (WHO)
READ:15-JUN-1996 11:22:31.15

TO: Michael Waldman (WALDMAN_M) (WHO)
READ:17-JUN-1996 11:37:23.99

TO: William Curry (CURRY_W) (WHO)
READ:17-JUN-1996 09:33:36.81

TO: James Weber (WEBER_J) (WHO)
READ:15-JUN-1996 16:41:28.78

TO: Virginia M. Terzano (TERZANO_V) (WHO)
READ:NOT READ

TO: Jennifer M. O'Connor (OCONNOR_J) (WHO)
READ:15-JUN-1996 14:35:34.60

TO: Lisa Jordan Tamagni (TAMAGNI_L) (WHO)
READ:17-JUN-1996 09:45:21.69

TO: Peter Jacoby (JACOBY_P) (WHO)
READ:17-JUN-1996 14:43:41.85

TEXT:

There were some significant developments this week, which everyone probably saw but which I'll memorialize anyway.

1. Dole introduced a campaign finance bill just before he resigned. It's basically a warmed-over version of a commission that he and Mitchell endorsed back in 1990. The eight members would send to Congress recommendations on which seven members agree. Congress would then vote on all the recommendations together on an up-or-down basis (like the base-closing commission).

2. House GOP efforts to work out the details of their package continued, with the PAC ban the object of contention. Arney endorsed a ban but many members disagree.

more later

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Todd Stern (STERN_T) (WHO)

CREATION DATE/TIME:15-JUN-1996 12:15:01.90

SUBJECT: partial birth meeting

TO: Elena Kagan (KAGAN_E) (WHO)

READ:15-JUN-1996 12:16:50.44

TEXT:

I told Marilyn that you and me should both be on this list but she evidently forgot you. You should come. todd

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

ATT CREATION TIME/DATE:14-JUN-1996 09:15:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Marilyn Yager

ATT SUBJECT: partial birth meeting with ACOG

ATT TO: Todd Stern (STERN_T)

ATT TO: Peter Jacoby (JACOBY_P)

ATT TO: Betsy Myers (MYERS_B)

ATT TO: Barbara D. Woolley (WOOLLEY_B)

ATT TO: John P. Hart (HART_J)

TEXT:

I have set up a meeting with Am. College of OB/GYN to confidentially talk through details around the partial birth issue to insure that our comments and materials describe the medical aspects properly. This meeting is scheduled for 5:00pm Wednesday, June 19. Room to TBD.

Kathy Bryant will be joined by Dr. Schwartz, the ACOG past President who has been particularly supportive of our position. Please let me know if you are coming.

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

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Dinah Bear (BEAR_D) (CEQ)

CREATION DATE/TIME:15-JUN-1996 12:59:29.46

SUBJECT: RE: WE WON!!

TO: Elena Kagan (KAGAN_E) (WHO)

READ:15-JUN-1996 18:28:56.63

TEXT:
you should have it on your fax machine from DOJ.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Dinah Bear (BEAR_D) (CEQ)

CREATION DATE/TIME:15-JUN-1996 13:09:04.36

SUBJECT: jennifer's question

TO: Elena Kagan (KAGAN_E) (WHO)
READ:15-JUN-1996 18:29:07.09

TEXT:

my answer to follow

===== ATTACHMENT 1 =====
ATT CREATION TIME/DATE:14-JUN-1996 16:32:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Jennifer M. O'Connor

ATT SUBJECT: RE: WE WON!!

ATT TO: Dinah Bear (BEAR_D)

TEXT:

Yes! What does this mean in terms of outstanding problems -- what
are our remaining problems now?

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

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Dinah Bear (BEAR_D) (CEQ)

CREATION DATE/TIME:15-JUN-1996 13:09:34.45

SUBJECT: my answer to Jennifer's question

TO: Elena Kagan (KAGAN_E) (WHO)

READ:15-JUN-1996 18:30:19.72

TEXT:

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

ATT CREATION TIME/DATE:15-JUN-1996 12:59:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Dinah Bear

ATT SUBJECT: RE: WE WON!!

ATT TO: Jennifer M. O'Connor (OCONNOR_J)

TEXT:

Remaining problems under the rider include (but are not necessarily limited to):

- a) offering replacement timber for the 225 mbf that fall under the "known to be nesting" category (2001(k)(2)). Our position is that the replacement timber must comply with environmental law; industry thinks otherwise. This likely will be litigated. Further, it will require additional work to figure out precisely where those replacement sales will come from (and recall that they have to be of "like kind and volume". The Forest Service very much wants to avoid offering timber from this year's sales (because it will irritate other purchaser). Those sales are are, of course, the sales most likely to already be in compliance with env. law.
- b) I believe we have a few (k)(1) sales where environmental modifications are still an issue, but I need to confirm that.
- c) Salvage side: important problems have emerged over the past few weeks, as USDA as taken a closer look at salvage. Several hundred new salvage sales are due to be released in California this summer, some of which will be highly controversila. As you know, the Secretary's office is working on developing a directive to try to control the volume of green trees being offered under salvage and to stay out of roadless areas. There is considerable resistance to that. There is also an interagency review of the salvage program being launched. On the litigation front in salvage, the cae of most significance involves a challenge from the Klammath tribes, raising Indian treaty violations.
- d) Analysis of impacts to the President's Forest Plan: getting the murrelet decision means that the agencies have a better understanding of what the environmental baseline will be a result of the timber rider. The regional env. office set up under the Plan will coordinate an effort to analyze the ecoloical effects of the rider to determine whether a supplement to the Plan EIS and reinitiation of consultation under Section 7 of the Endangered Species Act is necessary. We can certainly expect litigation from

environmentalists regarding the continued validity of sales under
the Plan once the rider expires at the end of this year.
===== END ATTACHMENT 1 =====

Withdrawal/Redaction Marker Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002. email	Mail Link Monitor to Elena Kagan. Subject: Confirmation [partial] (1 page)	06/15/1996	P6/b(6), b(7)(C), b(7)(E), b(7)(F)

COLLECTION:

Clinton Presidential Records
Automated Records Management System (Email)
WHO ([Kagan])
OA/Box Number: 500000

FOLDER TITLE:

[6/10/1996 - 6/18/1996]

2009-1006-F
ke723

RESTRICTION CODES

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

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

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

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

RR. Document will be reviewed upon request.

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

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

RECORD TYPE: PRESIDENTIAL (WAVES RECEIPT)

CREATOR: Mail Link Monitor (MAILMGT) (SYS)

CREATION DATE/TIME:15-JUN-1996 18:45:51.78

SUBJECT: CONFIRMATION: APPT. REQUEST FOR KAGAN, ELENA

TO: Elena Kagan (KAGAN_E) (WHO)

READ:16-JUN-1996 11:48:32.61

TEXT:

FROM: WAVES OPERATIONS CENTER - ACO:

Date: 06-15-1996

Time: 18:44:17

P6/(b)(6), (b)(7)(c), (b)(7)(e), (b)(7)(f)

[002]

This message serves as confirmation of an appointment for the visitors listed below.

Appointment With: KAGAN, ELENA
Appointment Date: 6/16/96
Appointment Time: 6:00:00 PM
Appointment Room: 125
Appointment Building: OEOB
Appointment Requested by: KAGAN ELENA
Phone Number of Requestor: 67594

Comments:

WAVES APPOINTMENT NUMBER: U09259

If you have any questions regarding this appointment, please call the WAVES Center at 456-6742 and have the appointment number listed above available to the Access Control Officer answering your call.

TOTAL NUMBER OF NAMES SUBMITTED FOR ENTRY : 1

TOTAL NUMBER OF NAMES OF CLEARED FOR ENTRY: 1

KAGAN, GLORIA

P6/(b)(6)

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: James A. Brown (BROWN_JA) (OMB)

CREATION DATE/TIME:17-JUN-1996 10:07:52.09

SUBJECT: RE: lrm 4730

TO: Elena Kagan

(KAGAN_E) (WHO)

READ:17-JUN-1996 11:49:10.64

TEXT:

Yes. Please note that he will be out of the office this week, and that Mark Lindsay (366-0767) is available to answer any questions.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Dinah Bear (BEAR_D) (CEQ)

CREATION DATE/TIME:17-JUN-1996 13:05:42.82

SUBJECT: Forest meeting

TO: Thomas C. Jensen (JENSEN_T) (CEQ)
READ:17-JUN-1996 14:06:37.16

TO: FAX (9-720-4732, Jim Lyons) (TLXA1MAIL_\F:9-720-4732\C: Jim Lyons\\)
READ:NOT READ

TO: FAX (9-482-6318, Doug Hall) (TLXA1MAIL_\F:9-482-6318\C: Doug Hall\\)
READ:NOT READ

TO: Kathleen A. McGinty (MCGINTY_K) (CEQ)
READ:17-JUN-1996 16:31:50.67

TO: Ron Cogswell (COGSWELL_R) (OMB)
READ:17-JUN-1996 15:40:57.24

TO: Mark A. Weatherly (WEATHERLY_M) (OMB)
READ:17-JUN-1996 14:49:41.66

TO: Christine L. Nolin (NOLIN_CL) (OMB)
READ:20-JUN-1996 09:48:16.53

TO: Elena Kagan (KAGAN_E) (WHO)
READ:17-JUN-1996 13:49:31.28

TO: Martha Foley (FOLEY_M) (WHO)
READ:17-JUN-1996 13:04:38.19

TO: Kris Balderston (BALDERSTON_K) (WHO)
READ:17-JUN-1996 16:18:07.19

TO: Jennifer M. O'Connor (OCONNOR_J) (WHO)
READ:17-JUN-1996 16:44:56.15

TO: Remote Addressee (TLXA1MAIL_\F:97205437\C:Anne Kennedy\\)
READ:NOT READ

TO: FAX (94821041,Bob Ziobro) (TLXA1MAIL_\F:94821041\C:Bob Ziobro\\)
READ:NOT READ

TO: Remote Addressee (TLXA1MAIL_\F:97204732\C:Mark Gaede\\)
READ:NOT READ

TO: Remote Addressee (TLXA1MAIL_\F:92085242\C:Nancy Hayes\\)
READ:NOT READ

TO: FAX (92191792,Kris Clark) (TLXA1MAIL_\F:92191792\C:Kris Clark\\)
READ:NOT READ

TO: FAX (96902730, Mike Gippert) (TLXA1MAIL_\F:96902730\C:Mike Gippert\\)
READ:NOT READ

TO: Remote Addressee (TLXA1MAIL_\F:95140557\C:Peter Coppelman\\)

READ:NOT READ

TO: Ruth D. Saunders (SAUNDERS_R) (OMB)
READ:17-JUN-1996 13:42:58.65

TO: Remote Addressee (TLXA1MAIL_\F:915033266254\C:Tom Tuchman\\
READ:NOT READ

TO: FAX (92083877,Bob Baum) (TLXA1MAIL_\F:92083877\C:Bob Baum\\)
READ:NOT READ

TO: FAX (95640070,Richard Sanderson) (TLXA1MAIL_\F:95640070\C:Richard Sanderson
READ:NOT READ

TO: FAX (9-208-6916,Gerry Jackson) (TLXA1MAIL_\F:9-208-6916\C:Gerry Jackson\\
READ:NOT READ

TEXT:

The regular interagency/EOP forestry meeting will be held at 2:00 p.m. this Tuesday at the CEQ conference room at 722 Jackson Place. The agenda will include:

1. Current issues
2. Litigation report ****Yeah!!!!
3. Remaining 2001(k) sales following Friday's Ninth Circuit ruling in NFRC v. Glickman:

Please be prepared to discuss the status of remaining sales that have not been harvested - i.e., what sales, if any, have yet to be released; what sales have been released but not harvested; what sales have been identified as environmentally sensitive; for what sales, if any, are negotiations taking place for modifications; whether any of these units lack adequate murrelet surveys.

4. Process for replacement timber under k(3)
5. New information analysis
6. Salvage sales
 - a. Secretarial directive
 - b. Interagency salvage program review
7. Other business

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Michael A. Fitzpatrick (FITZPATRIC_M) (OMB)

CREATION DATE/TIME:17-JUN-1996 13:42:12.82

SUBJECT: FYI -- Congressional Review of Reagan EOS

TO: Kumiki S. Gibson (GIBSON_K) Autoforward to: Remote Address
READ:NOT READ

TO: Ellen S. Seidman (SEIDMAN_E) (OPD)
READ:17-JUN-1996 14:26:46.40

TO: Paul J. Weinstein, Jr (WEINSTEIN_P) (OPD)
READ:17-JUN-1996 16:01:31.87

TO: Elena Kagan (KAGAN_E) (WHO)
READ:17-JUN-1996 13:56:30.47

TO: Linda L. Lance (LANCE_L) Autoforward to: Remote Adresse
READ:NOT READ

TO: Thomas C. Jensen (JENSEN_T) (CEQ)
READ:17-JUN-1996 14:12:12.25

CC: Sally Katzen (KATZEN_S) (OMB)
READ:17-JUN-1996 14:10:25.70

TEXT:

This thing's for real, and isn't likely to go away quietly anytime soon.
See attached.

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

ATT CREATION TIME/DATE:17-JUN-1996 10:46:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Elgie Holstein

ATT SUBJECT: JOINT COMMITTEE MAY BE FORMED TO REVIEW RULES, DO OVERSIGHT,

ATT TO: Michael A. Fitzpatrick (FITZPATRIC_M)

TEXT:

JOINT COMMITTEE MAY BE FORMED TO REVIEW RULES, DO OVERSIGHT, AIDE SAYS
A new House-Senate committee may be in the works for the next session of Congress to review rules emanating from federal agencies and to ensure that several executive orders pertaining to the process of issuing rules are followed, a House Republican aide told BNA June 14.
In the meantime, the House Government Reform and Oversight Subcommittee on National Economic Growth, Natural Resources, and Regulatory Affairs will assume those responsibilities, the counsel to the subcommittee said.
Specifically, the subcommittee wants to ensure that federal agencies are complying with provisions in the Small Business Regulatory Enforcement Fairness Act (P.L. 104-121). The act requires, among other things, that before agencies issue a major rule, they submit a report to the Government Accounting Office and both houses of Congress containing an explanation of the rule, a ``complete cost-benefit analysis,' ' actions taken relevant to the Unfunded Mandates Act of 1995, and any information relative to any other act or

executive order. Congress then has 60 session days to review major rules, which could take effect after 60 calendar days.

House and Senate staff had been meeting informally to set up a bicameral task force to coordinate the review of the rules and direct them to the committees of proper jurisdiction. However, the effort to create that task force bogged down with the resignation of Senate Majority Leader Bob Dole (R-Kan) and the subsequent shift in Senate leadership to Sen. Trent Lott (R-Miss).

Rules Change Required

Setting up a new committee would require a change in rules, which the aide said the subcommittee would try to effect on the first day of the 105th Congress.

The GOP aide said the subcommittee, chaired by Rep. David McIntosh (R-Ind), especially is interested in ensuring compliance with President Clinton's Executive Order 12866 calling for cost-benefit analysis and risk assessment as well as several orders from the Reagan and Bush administrations on private property rights and takings and on civil justice reform.

``Until Clinton repeals the Reagan-Bush executive orders, they are still in effect,'' the aide said.

The executive order on private property rights requires agencies to review the effect of their rules on property rights and to assess whether a taking, as defined under the Fifth Amendment to the U.S. Constitution, has occurred. The order directs agencies to draft rules in such a way as to avoid the taking of private property, the aide said.

``When Clinton says we don't need property rights legislation because of the executive orders, we want to see if they're being followed,'' he said.

``We don't think they are.''

The House passed a comprehensive regulatory reform bill (HR 9) in 1995 that failed to garner enough support in the Senate. Among the provisions was a section on property rights that would make landowners eligible for compensation if any portion of their property value is diminished by at least 20 percent because of regulations such as those governing wetlands protections and endangered species. The Clinton administration opposed the bill, saying it would be too costly, among other things.

The property rights requirements in the executive order are not as strong as what was contained in HR 9, the aide said. ``However, if we can show that they're not doing anything, then we have an argument for the need for legislation,'' he said.

The aide predicted that no more legislation aimed at reforming regulations would move during this session. However, he said, House Republicans will try to push through a bill next session calling for agency review of regulations that would be tougher than one (HR 994) that was abruptly pulled from the House floor in early March.

-- By Susan Bruninga

Government Operations

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

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Michael Waldman (WALDMAN_M) (WHO)

CREATION DATE/TIME:17-JUN-1996 17:57:22.72

SUBJECT: preliminary circulation - comments to TERRY EDMONDS asap

TO: Marilyn Yager (YAGER_M) (WHO)
READ:20-JUN-1996 10:43:42.70

TO: Jennifer L. Klein (KLEIN_J) (OPD)
READ:17-JUN-1996 19:00:07.15

TO: Betsy Myers (MYERS_B) (WHO)
READ:17-JUN-1996 18:01:24.11

TO: Elena Kagan (KAGAN_E) (WHO)
READ:17-JUN-1996 18:55:09.27

TO: Michelle Crisci (CRISCI_M) (WHO)
READ:17-JUN-1996 18:18:32.65

TO: Rahm Emanuel (EMANUEL_R) (WHO)
READ:NOT READ

TO: Victoria L. Radd (RADD_V) (WHO)
READ:17-JUN-1996 17:59:32.44

TO: Bruce N. Reed (REED_B) (WHO)
READ:18-JUN-1996 09:33:46.13

TEXT:

PRINTER FONT 12_POINT_ROMAN
PRESIDENT WILLIAM J. CLINTON
AMERICAN NURSES ASSOCIATION
WASHINGTON, DC
JUNE 18, 1996

[Acknowledgments: Ginna Trotter Betts for introduction -- she is leaving after four years as national president of ANA. She was a leading voice for health care reform.]

I am honored to join you in this 100th anniversary celebration. Today, I ask all Americans to join me in saluting you for a century of service, leadership and advocacy for quality health care. It is generally recognized that, for all its shortcomings, America has the finest health care system in the world -- the best doctors, the best hospitals, the best technology. But none of this would matter without you, America's nurses -- the heart and soul of our nation's health care system.

I know the hard work and sacrifice that goes into being a good nurse. As most of you know, for more than 30 years, my mother worked as a nurse anesthetist. I want to thank you again for honoring her memory in 1994 with a special award in her name. I have vivid memories of her getting up in the middle of the night to be at work by 7 a.m. She was serious about the life and death nature of her work. She was the consummate professional. But she understood that healing is about more than medicine and technology. It is also about caring. So she always added a dose

of compassion -- a kind word, a gentle touch, a smile -- to put her patients at ease and to reassure them that everything would be alright. That is what good nursing is all about. That is what all of you do everyday.

What I learned from my mother and what America is learning from you are the basic values that make us strong. We know that the mission of this country must be to offer every American an opportunity and demand that every American take responsibility -- that is the basic bargain of our democracy. And that is how we will create an America that is rooted in strong communities and strong families.

Today, I want to talk with you about how we can work together to build strong families and to guarantee that every child in this country has not only quality health care but also the support from responsible parents -- mothers and fathers -- that they need to grow and make the most of their lives.

For the past three

□

-and

□

-a

□

-half years, we have worked hard to give people opportunity, by giving them the tools they need to build strong families.

Working with you, we fought for the Family and Medical Leave Act to say that if you take a little time off to take care of a sick child you will not lose your job. I signed the Family Leave Law -- and it was one of my proudest moments. And we did it over the filibuster led by Senator Dole.

Working with you, we fought to preserve Medicaid. For three decades, we have guaranteed that poor children, pregnant women, people with disabilities and older Americans will not be denied health care simply because they can't afford it. That is the right thing to do. The Republicans in Congress are actually insisting that we repeal this guarantee. I have said that this would amount to child neglect for a whole generation. That is why I vetoed this plan last year when the Republican Congress sent it to me. And let me assure you, if they send it to me again, I will veto it again.

Working with you, we have fought to balance the budget in a way that protects Medicare and honors our duty to our parents. The Republican proposal for Medicare would undermine the hiring and training of nurses, and would close down hospital wings in cities and rural communities across America. We must reform Medicare; my plan will secure the Trust Fund for a decade. But we do not need to devastate Medicare to balance the budget.

And we are working with you to expand access to health care for 43 million Americans by fighting for the Kassebaum

□

-Kennedy

bill. No worker in this country should have to worry that he or she will lose their health care if they lose their job or change jobs. And no one should be denied care simply because they have a pre

□

-existing condition. When you go to a patient's bedside you ask, "Where does it hurt? How can I help?" You don't ask: "Is

this a preexisting condition?" I challenge Congress to send me this legislation now.

We are doing all this to give our people opportunity. But we must demand responsibility in turn. You and I know that, where children are concerned, the most important building block of strong families is not government. It is not nurses and doctors. It is parents -- mothers and fathers who love their children and take active responsibility for their care.

Parental responsibility has been the driving principle behind our efforts to end welfare as we know it. I want reform because our present system perpetuates a cycle of dependency and irresponsible behavior. Nobody wants welfare reform more than the people who are trapped in the current system. I am working for a welfare system that promotes work, strengthens families, and encourages independence. That is why I have proposed time limits, work requirements, and child care and health care to help

people move from welfare to work. That is real welfare reform.

I have worked with Congress to make these important changes. But so far, the Congress has sent me bills that have been tough on kids and soft on work. I have not let these plans become law. But while Congress has not done its job, we are acting.

We have worked to cut red tape for 40 states to approve 63 welfare reform experiments at the local level. Just today, we approved a waiver for a welfare reform effort in New Hampshire, which combines strong work requirements with incentives to move people from welfare to work. For 3 out of 4 welfare recipients, the rules have changed.

I am proud that today, 1.3 million fewer people are on welfare than when I took office. The food stamp rolls are down, the poverty rate is down, teen pregnancy rates are down, while work and training among welfare recipients are up and child support collections have reached a record high.

But we must do more to insist on parental responsibility. Our welfare reform proposals are about giving people opportunity and demanding responsibility in return. And I reject the idea that only the mother has to act responsibly. Every child has both a mother and a father. And for too long, we have let men off the hook. We must insist that they do their part to support the children they helped bring into this world.

How many times have you seen a frightened young girl give birth to a baby alone in the hospital, with the father of the child no where to be found? How many times has the hospital and the government been left to pay the costs, not only for the delivery but for the continuing care of that child? That is wrong. It takes two people to bring a child into this world, and it takes two people to raise that child.

That is why we have made it our mission to make sure that parents take responsibility by supporting their children. Last year, I signed an executive order that cracked down on federal employees who owe child support. And 3 years ago I signed into law requiring states to establish hospital

□

-based programs to

determine the father of a newborn child. Based on our first reports, more than 200,000 fathers have been identified through these voluntary hospital paternity identification programs last year. That's 200,000 children whose fathers can't just up and walk away without a trace. And child support collections and

paternity establishment are both up 40% since 1992.

But we have to do more. That is why today, I took executive action to strengthen child support enforcement and promote parental responsibility.

First, we are putting in place a new national program to help states track parents who owe child support across state lines. Today, too many men have figured out that the way to weasel out of paying child support is to move from job to job and state to state. This must stop. Currently, twenty

□

-five states

require that when a person is hired for a job, a check is made to see if he owes child support. Under this new program, we will check that information against our national database to catch deadbeats who have crossed state lines.

Second, today I directed the Department of Health and Human Services to require all mothers who apply for welfare to provide the name of the father and other identifying information at the time they apply for assistance, before they can get welfare benefits. Exceptions will be made to protect women from domestic violence. And whenever a mother applies for welfare, the government must begin to take legal paternity action against the father, so that he will do his part to help support his children.

Our system ought to say to mothers: help us identify and locate the father, or you cannot get welfare. And it should say to fathers -- we are not going to let you walk away from your children and stick the taxpayers with the tab. The government did not bring that child into the world -- you did.

If we do all these things -- if we offer opportunity by providing health care and family leave . . . if we demand responsibility of fathers and mothers who bring children into this world -- then we can restore our social fabric and protect the American family. If we have strong families, then the job of every doctor and every nurse is easier. If parents take responsibility for pre

□

-natal care, if mothers and fathers make sure that their newborns get pediatric care and immunizations, then our children will be healthier and our nation will be stronger.

You are on the front lines, every day, caring for our children and our parents. Our nation owes it to you to give you all the help you need and deserve. For all that you do, for all the professionalism and compassion you pour into every hour of every day, we thank you.

Thank you and God bless you all.

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: James J. Jukes (JUKES_J) (OMB)

CREATION DATE/TIME:18-JUN-1996 10:39:41.89

SUBJECT: Statement of Administration Policy for Campaign Finance Bill

TO: Peter Jacoby (JACOBY_P) (WHO)
READ:18-JUN-1996 10:50:21.51

TO: James S. Rubin (RUBIN_J) (WHO)
READ:18-JUN-1996 12:28:20.56

TO: Kathleen M. Wallman (WALLMAN_KM) (WHO)
READ:18-JUN-1996 12:34:01.07

TO: Elena Kagan (KAGAN_E) (WHO)
READ:18-JUN-1996 12:06:52.92

TO: Michael Waldman (WALDMAN_M) (WHO)
READ:18-JUN-1996 11:25:06.53

TO: Karen L. Hancox (HANCOX_K) (WHO)
READ:18-JUN-1996 10:41:37.69

TO: William Curry (CURRY_W) (WHO)
READ:18-JUN-1996 11:01:10.16

CC: Paul J. Weinstein, Jr (WEINSTEIN_P) (OPD)
READ:18-JUN-1996 10:41:58.33

CC: James C. Murr (MURR_J) (OMB)
READ:18-JUN-1996 10:48:05.89

CC: Timothy D. Johnson (JOHNSON_TD) (OMB)
READ:18-JUN-1996 10:40:11.20

CC: Charles S. Konigsberg (KONIGSBERG_C) (OMB)
READ:18-JUN-1996 11:54:28.53

CC: Alice E. Shuffield (SHUFFIELD_A) (OMB)
READ:18-JUN-1996 10:48:49.19

CC: Tracey E. Thornton (THORNTON_T) (WHO)
READ:18-JUN-1996 10:58:09.30

TEXT:

Paul Weinstein asked me to share the attached with you prior to circulating it to the agencies. Senate floor action on this bill is scheduled for Monday, June 24th. I hope to circulate this to the agencies late this afternoon; I will attempt to incorporate any comments that I receive before 3:00 today. (You will also be on the distribution list when the next version goes to the agencies.)

===== ATTACHMENT 1 =====
ATT CREATION TIME/DATE:17-JUN-1996 20:21:00.00

ATT BODYPART TYPE:H

ATT CREATOR: James J. Jukes

ATT SUBJECT: SAP for S. 1219 - Campaign finance

ATT TO: Paul J. Weinstein, Jr (WEINSTEIN_P)

ATT CC: James C. Murr (MURR_J)

ATT CC: Timothy D. Johnson (JOHNSON_TD)

TEXT:

The following draft is based on the draft Presidential statement you sent me. If it looks OK to you, I will circulate it. If the President does, in fact, issue a statement, I intend to convert the SAP into a single sentence referencing (and attaching) the President's statement.

S. 1219 - Senate Campaign Finance Reform Act
(McCain (R) AZ and __ cosponsors)

The Administration strongly supports Senate passage of S. 1219. This bipartisan legislation includes many proposals that have been endorsed by President since 1992. It will limit campaign spending, provide free and discounted broadcast time to candidates for Federal office, curb the influence of political action committees and lobbyists, and put an end to the "soft money" system. S. 1219 will open the political process and shift power from special interests to ordinary citizens.

* * * * *

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

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Ronald E. Jones (JONES_RE) (OMB)

CREATION DATE/TIME:18-JUN-1996 11:37:25.12

SUBJECT: URGENT -- REVISED SAP ON CHURCH ARSON ACT

TO: Elena Kagan (KAGAN_E) (WHO)
READ:18-JUN-1996 12:07:12.64

TO: Dennis Burke (BURKE_D) (OPD)
READ:18-JUN-1996 11:39:52.91

TO: Dawn Chirwa (CHIRWA_D) (WHO)
READ:18-JUN-1996 12:56:15.61

TO: Stephen R. Neuwirth (NEUWIRTH_S) (WHO)
READ:NOT READ

TO: Tracey E. Thornton (THORNTON_T) (WHO)
READ:18-JUN-1996 12:20:56.83

TO: Peter Jacoby (JACOBY_P) (WHO)
READ:18-JUN-1996 12:01:01.88

TO: Rahm Emanuel (EMANUEL_R) (WHO)
READ:NOT READ

TO: Robert G. Damus (DAMUS_R) (OMB)
READ:18-JUN-1996 11:42:27.03

TO: Charles S. Konigsberg (KONIGSBERG_C) (OMB)
READ:18-JUN-1996 12:01:30.73

TO: Alice E. Shuffield (SHUFFIELD_A) (OMB)
READ:18-JUN-1996 11:44:07.61

TO: Lisa Kountoupes (KOUNTOUPES_L) (OMB)
READ:18-JUN-1996 11:43:42.24

TO: Joseph Minarik (MINARIK_J) (OMB)
READ:18-JUN-1996 11:55:39.94

TO: Karin L. Kizer (KIZER_K) (OMB)
READ:18-JUN-1996 11:39:30.86

TO: James C. Murr (MURR_J) (OMB)
READ:18-JUN-1996 12:20:19.06

TO: James J. Jukes (JUKES_J) (OMB)
READ:18-JUN-1996 11:46:18.66

TO: Kenneth L. Schwartz (SCHWARTZ_K) (OMB)
READ:18-JUN-1996 12:16:51.04

TO: Edward H. Chase (CHASE_E) (OMB)
READ:18-JUN-1996 11:50:51.48

TO: Alan B. Rhinesmith (RHINESMITH_A) (OMB)

READ:18-JUN-1996 12:47:45.60

TO: Francis S. Redburn (REDBURN_F) (OMB)

READ:18-JUN-1996 11:39:55.68

TO: Joseph Firschein (FIRSCHEIN_J) (OMB)

READ:18-JUN-1996 11:40:04.28

TO: Mark J. Schwartz (SCHWARTZ_M) (OMB)

READ:18-JUN-1996 17:24:49.01

TO: Harry G. Meyers (MEYERS_H) (OMB)

READ:18-JUN-1996 11:53:40.80

TEXT:

PRINTER FONT 12_POINT_ROMAN

Please review and provide comments on the attached revised SAP on the Church Arson Prevention Act. It includes language provided by the Office of Legal Counsel at the Department of Justice. Comments are need ASAP but no later than 12:30 PM.

Thanks,
Ron Jones

395

□

-3386

□

-- DRAFT -- NOT FOR DISTRIBUTION

(House)

\d

H.R. 3525 - Church Arson Prevention Act
(Hyde (R) Illinois and 79 cosponsors)

The Administration strongly supports House passage of H.R. 3525. Religious freedom is one of the founding principles of our democracy, and it is imperative that attacks upon that freedom do not go unpunished. This bill is a bipartisan effort to remove unduly restrictive statutory requirements in 18 U.S.C. §247 that currently inhibit the prosecution of persons who destroy or deface religious property. The Administration unequivocally supports that effort.

H.R. 3525 will make victims of Section 247 violations eligible for compensation from the Crime Victims Fund. The Administration also strongly supports that effort. The bill should be construed, consistent with the Establishment Clause of the First Amendment, to require States participating in the Fund to offer compensation to individuals injured by violations of the Federal law, and for the Federal Government to provide matching funds for that purpose. The bill should not be construed to require or permit participating States or the Federal Government to provide monetary grants to pervasively sectarian institutions or for religious uses.

* * * * *

RECORD TYPE: PRESIDENTIAL (ALL-IN-1 MAIL)

CREATOR: Ronald E. Jones (JONES_RE) (OMB)

CREATION DATE/TIME:18-JUN-1996 12:22:50.11

SUBJECT: Church Arson Act SAP

TO: Elena Kagan (KAGAN_E) (WHO)
READ:18-JUN-1996 12:23:03.90

TO: Dennis Burke (BURKE_D) (OPD)
READ:18-JUN-1996 13:39:34.90

TO: Dawn Chirwa (CHIRWA_D) (WHO)
READ:18-JUN-1996 12:58:24.70

TO: Stephen R. Neuwirth (NEUWIRTH_S) (WHO)
READ:18-JUN-1996 15:33:10.04

TO: Tracey E. Thornton (THORNTON_T) (WHO)
READ:18-JUN-1996 12:24:55.26

TO: Peter Jacoby (JACOBY_P) (WHO)
READ:18-JUN-1996 12:25:40.62

TO: Rahm Emanuel (EMANUEL_R) (WHO)
READ:NOT READ

TO: Robert G. Damus (DAMUS_R) (OMB)
READ:18-JUN-1996 12:29:45.08

TO: Charles S. Konigsberg (KONIGSBERG_C) (OMB)
READ:18-JUN-1996 12:50:04.39

TO: Alice E. Shuffield (SHUFFIELD_A) (OMB)
READ:18-JUN-1996 12:23:29.79

TO: Lisa Kountoupes (KOUNTOUPES_L) (OMB)
READ:18-JUN-1996 12:23:01.73

TO: Joseph Minarik (MINARIK_J) (OMB)
READ:18-JUN-1996 12:48:45.98

TO: Karin L. Kizer (KIZER_K) (OMB)
READ:18-JUN-1996 12:23:36.52

TO: James C. Murr (MURR_J) (OMB)
READ:18-JUN-1996 12:23:36.68

TO: James J. Jukes (JUKES_J) (OMB)
READ:18-JUN-1996 12:40:15.08

TO: Kenneth L. Schwartz (SCHWARTZ_K) (OMB)
READ:18-JUN-1996 12:36:46.53

TO: Edward H. Chase (CHASE_E) (OMB)
READ:18-JUN-1996 13:37:58.28

TO: Alan B. Rhinesmith (RHINESMITH_A) (OMB)

READ:18-JUN-1996 12:48:59.77

TO: Francis S. Redburn (REDBURN_F) (OMB)

READ:18-JUN-1996 12:30:23.25

TO: Joseph Firschein (FIRSCHEIN_J) (OMB)

READ:18-JUN-1996 12:27:18.31

TO: Mark J. Schwartz (SCHWARTZ_M) (OMB)

READ:18-JUN-1996 17:25:26.01

TO: Harry G. Meyers (MEYERS_H) (OMB)

READ:18-JUN-1996 12:23:19.29

TO: Anna M. Briatico (BRIATICO_A) (OMB)

READ:18-JUN-1996 12:55:44.15

TEXT:

Per WH Leg Affairs (Jacoby) the Crime Victims Fund provisions will be dropped from the bill. There will be added a provision from a Senate bill that will authorize HUD to make grants to not-for-profits to rebuild churches.

The second paragraph of the SAP sent to you a short while ago will be deleted and may be replaced with a reference to supporting the "HUD" piece.