

**NLWJC - KAGAN**

**EMAILS RECEIVED**

**ARMS - BOX 056 - FOLDER -001**

**[06/19/1996-07/02/1996]**

# 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)	06/20/1996	P6/b(6), b(7)(C), b(7)(E), b(7)(F)
002. email	Stephen Neuwirth to Jack Quinn, Elena Kagan, et al. Subject: how to reach me (2 pages)	06/23/1996	P6/b(6)

**COLLECTION:**

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

**FOLDER TITLE:**

[6/19/1996 - 7/2/1996]

2009-1006-F  
ke695

**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 (ALL-IN-1 MAIL)

CREATOR: Elyse H. Fitter ( FITTER\_E ) (OMB)

CREATION DATE/TIME:19-JUN-1996 09:29:06.00

SUBJECT: Environmental Crime Initiative --please comment by 9:30 6/30

TO: Karren E. Skelton ( SKELTO\_K ) Autoforward to: Remote Address  
READ:NOT READ

TO: Elgie Holstein ( HOLSTEIN\_E ) (OPD)  
READ:19-JUN-1996 13:22:40.29

TO: Robert G. Damus ( DAMUS\_R ) (OMB)  
READ:19-JUN-1996 09:36:14.91

TO: Diane Regas ( REGAS\_D ) (OPD)  
READ:19-JUN-1996 09:50:34.12

TO: Robert S. Fairweather ( FAIRWEATHE\_R ) (OMB)  
READ:19-JUN-1996 09:53:06.74

TO: Ron Cogswell ( COGSWELL\_R ) (OMB)  
READ:19-JUN-1996 09:40:13.65

TO: Carol R. Dennis ( DENNIS\_C ) (OMB)  
READ:19-JUN-1996 09:35:04.54

TO: David J. Haun ( HAUN\_D ) (OMB)  
READ:19-JUN-1996 09:30:30.43

TO: Kenneth L. Schwartz ( SCHWARTZ\_K ) (OMB)  
READ:19-JUN-1996 09:57:31.13

TO: Bradley M. Campbell ( CAMPBELL\_BM ) (CEQ)  
READ:19-JUN-1996 12:53:38.16

TO: T J Glauthier ( GLAUTHIER\_T ) (OMB)  
READ:19-JUN-1996 22:06:08.58

TO: Alecia Ward ( WARD\_A ) (OMB)  
READ:19-JUN-1996 09:56:30.70

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ:19-JUN-1996 09:32:01.42

TEXT:

PRINTER FONT 10\_POINT\_COURIER

TOP ALL

D R A F T

PRINTER FONT 14\_POINT\_ROMAN\_ITALIC

FIGHTING ENVIRONMENTAL CRIME:

THE CLINTON ADMINISTRATION AGENDA

PRINTER FONT 12\_POINT\_ROMAN

Criminal prosecution under our environmental laws is reserved for  
the most serious threats to public health and the environment,

and depends heavily on close partnership between the federal government and state and local environmental, public health, and law enforcement agencies. Unfortunately, due to gaps in the current environmental laws, and the severely limited resources of state and local law enforcement agencies, environmental crimes still may go undetected or inadequately punished.

The Clinton Administration is committed to strengthening the hand of law enforcement when it comes to environmental crime, and has a three

□

-point plan for making sure those who commit environmental crimes are brought to justice.

? 1. We will strengthen our national partnership with State and Local Law Enforcement. The Clinton Administration is committed to meeting the needs of state and local law enforcement personnel working to detect or prosecute environmental crimes.

? 2. We will protect communities' right

□

-to

□

-know and make sure

prosecutors can do their job. The Clinton Administration has and will oppose bills and budgets that tie the hands of federal prosecutors, immunize environmental violations from prosecution, take the environmental cop off the beat, or jeopardize the public's right to know about violations that may affect their health and environment.

? 3. We will seek to strengthen current law against environmental crime. The Clinton Administration is challenging Congress to work with us to close gaps in current laws against environmental crimes, so that the most egregious violations will be prosecuted and properly punished. Administrator Carol Browner and Attorney General Janet Reno stand ready to work with the Congress to enact legislation that meets these goals

□

TOP ALL

D R A F T

PRINTER FONT 14\_POINT\_ROMAN\_ITALIC

FIGHTING ENVIRONMENTAL CRIME:

THE CLINTON ADMINISTRATION AGENDA

A Three

□

-Point Plan

PRINTER FONT 14\_POINT\_ROMAN

PRINTER FONT 12\_POINT\_ROMAN\_ITALIC

1. The Administration will strengthen its national partnership with State and Local Law Enforcement.

PRINTER FONT 12\_POINT\_ROMAN

The Clinton Administration is committed to meeting the needs of state and local law enforcement personnel working to detect or prosecute environmental crimes. As part of this effort:

? The Clinton Administration is committed to enhancing its partnership with state and local prosecutors by identifying new resources to support and train state and local law enforcement officials.

? EPA Administrator Carol Browner is accelerating the hiring of new federal criminal investigators, to assist both federal and state environmental law enforcers.

? Attorney General Reno is strengthening the role of environmental law enforcement coordinating committees, which bring together state and local prosecutors to more effectively combat environmental crime.

PRINTER FONT 12\_POINT\_ROMAN\_ITALIC

2. The Administration will protect communities' right

-to

-know,

and make sure prosecutors can do their job.

PRINTER FONT 12\_POINT\_ROMAN

The Clinton Administration has steadfastly opposed efforts by the Dole

-Gingrich leadership in Congress to pass bills that would tie the hands of federal prosecutors, immunize environmental violations from prosecution, take the environmental cop off the beat, or jeopardize the public's right to know about violations that may affect their health and environment. For example:

? H.R. 3307, the "Regulatory Fair Warning Act," is now moving through a House Judiciary subcommittee. This bill would let environmental criminals be the judge of whether their conduct violates the law, seriously weaken standards for compliance, and devastate enforcement of laws protecting human health and the environment.

? "Audit Immunity" bills now pending in the Senate and House (S. 582 and H.R. 1047) would provide a blanket immunity to environmental criminals who disclose their violations.

As the Massachusetts Attorney General stated, the provisions in these bills are "akin to Congress passing a law allowing

anyone who confesses a crime to escape prosecution, so long as they apologize and promise to make amends." By contrast, the balanced audit policy EPA developed under the Clinton Administration has been endorsed by both prosecutors and industry.

? The Dole

-Gingrich budget proposals this year would have cut EPA enforcement by 25 percent, and included legislative riders that would have directly cut off EPA's ability to make information available to communities under the right

-to

-know laws. Because President Clinton and Congressional Democrats stood firm in the budget debate, these cuts were avoided and Administrator Browner prevailed in expanding communities' right to know -- nearly doubling the number of chemicals that industries must report.

? Senator Dole sponsored a regulatory "reform" bill that would have weakened enforcement and standards under every single

meat safety, clean water, toxic waste, or other environmental law on the books (S. 343). (See "Business Leaves the Lobby and Sits at Congress' Table," New York Times, March 31, 1995). After the bill was defeated three times on the floor of the Senate, Senator Dole attached a version of the bill to the "must pass" debt

□

-ceiling bill,  
forcing President Clinton to veto the entire bill.

PRINTER FONT 12\_POINT\_ROMAN\_ITALIC

3. The Administration is challenging Congress to strengthen current law against environmental crime.

PRINTER FONT 12\_POINT\_ROMAN

The Clinton Administration is challenging Congress to join in an effort to close the gaps in current laws against environmental crimes, so that the most egregious violations will be fully prosecuted and properly punished. Administrator Carol Browner and Attorney General Janet Reno stand ready to work with the Congress to enact legislation that meets the following goals:

? There should be greater deterrence of the most serious environmental crimes.

Penalties should be enhanced where environmental crimes endanger the safety of police and other law enforcement personnel.

Attempted environmental crimes must be outlawed, so that prosecutors can undertake "sting" operations and capture criminals before environmental damage is done.

Current statutes of limitations must be modified so that diligent prosecutors can reach those who conceal their environmental crimes.,

? Current laws should be clarified to make sure that the

polluter pays the full costs of environmental crimes -- including the costs of restoring the environment for communities victimized by environmental crime, and the costs to state and local officials who support joint prosecutions of federal crimes. These penalties should be added to the fine convicted criminals have to pay.

? New authorization should be provided for training and support of state and local law enforcement officials.

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

CREATOR: Elyse H. Fitter ( FITTER\_E ) (OMB)

CREATION DATE/TIME:19-JUN-1996 09:43:21.61

SUBJECT: Environmental Crimes - Correction on date for comment

TO: Karren E. Skelton ( SKELTO\_K ) Autoforward to: Remote Address  
READ:NOT READ

TO: Elgie Holstein ( HOLSTEIN\_E ) (OPD)  
READ:19-JUN-1996 13:28:59.35

TO: Robert G. Damus ( DAMUS\_R ) (OMB)  
READ:19-JUN-1996 10:09:12.35

TO: Diane Regas ( REGAS\_D ) (OPD)  
READ:19-JUN-1996 09:50:56.25

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ:19-JUN-1996 09:51:35.68

TO: Robert S. Fairweather ( FAIRWEATHE\_R ) (OMB)  
READ:19-JUN-1996 09:58:15.56

TO: Ron Cogswell ( COGSWELL\_R ) (OMB)  
READ:19-JUN-1996 09:44:43.72

TO: Kenneth L. Schwartz ( SCHWARTZ\_K ) (OMB)  
READ:19-JUN-1996 09:58:17.09

TO: Carol R. Dennis ( DENNIS\_C ) (OMB)  
READ:19-JUN-1996 10:03:36.54

TO: David J. Haun ( HAUN\_D ) (OMB)  
READ:19-JUN-1996 09:56:04.26

TO: Bradley M. Campbell ( CAMPBELL\_BM ) (CEQ)  
READ:19-JUN-1996 11:24:22.70

TO: T J Glauthier ( GLAUTHIER\_T ) (OMB)  
READ:19-JUN-1996 11:00:36.75

TO: Alecia Ward ( WARD\_A ) (OMB)  
READ:19-JUN-1996 10:10:31.75

TEXT:

Please review the talking points on the Administration's "Fighting Environmental Crime" Initiative and provide comments/clearance by 9:30 AM Thursday, June 20th (tomorrow).

FYI, this document is also being sent to the following agencies for review: USDA, Commerce, Defense, Energy, EPA, Justice, Interior, SBA, and Treasury.

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

CREATOR: Martha Foley ( FOLEY\_M ) (WHO)

CREATION DATE/TIME:19-JUN-1996 17:44:45.79

SUBJECT: TPO

TO: Jodie R. Torkelson ( TORKELSON\_J ) (WHO)  
READ:19-JUN-1996 22:15:34.73

TO: Franklin S. Reeder ( REEDER\_F ) (OA)  
READ:19-JUN-1996 18:30:58.33

TO: Barbara C. Chow ( CHOW\_B ) (WHO)  
READ:19-JUN-1996 17:50:20.77

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ:20-JUN-1996 09:18:20.26

TEXT:

I talked to LEP about our approach on the bill. He was very pleased that we were drafting a second degree along the lines we discussed and that we were putting together arguments against the amendments that had been offered. He was quite enthusiastic about talking to Obey and asking him to sit down with us. I will urge him to do that maybe on Thursday or at the picnic...

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

CREATOR: Marna E. Madsen ( MADSEN\_M ) (WHO)

CREATION DATE/TIME:20-JUN-1996 10:56:27.97

SUBJECT: Intern interviews

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ:20-JUN-1996 11:04:41.53

TO: Kathleen M. Whalen ( WHALEN\_K ) (WHO)  
READ:20-JUN-1996 11:01:57.59

TEXT:

Before I start setting up interview times for people next week, I have some questions:

- 1) Are there any times that you are not available (besides 9-9:30 MWF)?
- 2) Since all four from the first batch are at local schools, would you prefer in-person interviews or by phone?
- 3) How much time should I schedule for each interview?

Thanks for your guidance on this!  
Marna

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

CREATOR: Martha Foley ( FOLEY\_M ) (WHO)

CREATION DATE/TIME:20-JUN-1996 11:03:53.62

SUBJECT: Not urgent -- news coverage of TPO mark-up

TO: Jodie R. Torkelson ( TORKELSON\_J ) (WHO)  
READ:20-JUN-1996 13:22:50.23

TO: Franklin S. Reeder ( REEDER\_F ) (OA)  
READ:20-JUN-1996 13:40:44.92

TO: Barbara C. Chow ( CHOW\_B ) (WHO)  
READ:20-JUN-1996 18:56:59.42

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ:20-JUN-1996 11:05:39.29

TEXT:

FYI.

Small point, but neither the WSJ nor the Post reported the amendments on WH, files etc., in their coverage of the TPO subcom mark-up the other day. (I don't recall seeing any story in the NY Times.)

This was because they covered the huge whack that the IRS took in some depth.

(I think the possibility that 2000 workers would be laid off as a result of that cut may have been dominating Steny's thoughts when we met with him.)

Anyway, the lack of coverage (which does surprise me) may help to contain slightly the enthusiasm for more mischief at full committee. At least they were not rewarded for it by the press coverage.

# 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)	06/20/1996	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:

[6/19/1996 - 7/2/1996]

2009-1006-F  
ke695

### RESTRICTION CODES

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- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
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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]
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- 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]
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- 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:20-JUN-1996 12:53:21.42  
 SUBJECT: CONFIRMATION: APPT. REQUEST FOR KAGAN, ELENA  
 TO: Elena Kagan ( KAGAN\_E ) (WHO)  
 READ:20-JUN-1996 13:36:28.16

TEXT:  
 FROM: WAVES OPERATIONS CENTER - ACO:  
 Date: 06-20-1996  
 Time: 11:12:22

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

[001]

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

Appointment With: KAGAN, ELENA  
 Appointment Date: 6/20/96  
 Appointment Time: 2:00:00 PM  
 Appointment Room: 125  
 Appointment Building: OEOB  
 Appointment Requested by: KAGAN ELENA  
 Phone Number of Requestor: 67594

Comments:  
 WAVES APPOINTMENT NUMBER: U11313

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

\*\*\*\*\*

SUNSTEIN, CASS

P6/(b)(6)

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

CREATOR: Marna E. Madsen ( MADSEN\_M ) (WHO)

CREATION DATE/TIME:20-JUN-1996 14:34:42.67

SUBJECT: Intern Interviews

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:20-JUN-1996 15:22:27.34

TO: Kathleen M. Whalen ( WHALEN\_K ) (WHO)

READ:20-JUN-1996 14:49:25.47

TEXT:

Here's the schedule for Monday, June 24. They are all in town, so I told them the interview would be in Kathi's office (I hope you don't mind, Elena):

1:30 Chris Franks

2:00 Joe Fanaroff

2:45 Staci Coleman

If the 1:30 time is too early to accomodate your lunch plans, let me know and I'll re-schedule with Chris.

Elena - did you get the copies of the applications for these guys?

Again, let me know if this works for you...

Marna

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

CREATOR: John O. Sutton ( SUTTON\_J ) (WHO)

CREATION DATE/TIME:20-JUN-1996 18:46:29.77

SUBJECT: Meeting on Puerto Rico

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ:21-JUN-1996 09:44:34.84

TO: Annette E. Johnson ( JOHNSON\_AE ) (WHO)  
READ:20-JUN-1996 20:19:39.59

TEXT:

We are doing a Puerto Rico meeting Tuesday the 25th at 10 am in Harold's office. Can Elena and Janet make it?

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

CREATOR: Dorothy L. Karayannis ( KARAYANNIS\_D )

CREATION DATE/TIME:21-JUN-1996 09:44:21.63

SUBJECT: Partial Birth Meeting

TO: George Stephanopoulos ( STEPHANOPO\_G ) Autoforward to: Laura Capp  
READ:21-JUN-1996 10:15:20.37

TO: Todd Stern ( STERN\_T ) (WHO)  
READ:21-JUN-1996 10:35:22.04

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ:21-JUN-1996 09:44:55.90

TO: Martha Foley ( FOLEY\_M ) (WHO)  
READ:21-JUN-1996 09:45:07.55

TO: Victoria L. Radd ( RADD\_V ) (WHO)  
READ:21-JUN-1996 10:30:13.61

TO: Jennifer L. Klein ( KLEIN\_J ) (OPD)  
READ:21-JUN-1996 12:02:57.68

TO: Lyndell Hogan ( HOGAN\_L ) (OPD)  
READ:21-JUN-1996 10:12:25.57

TO: Betsy Myers ( MYERS\_B ) (WHO)  
READ:21-JUN-1996 10:28:04.35

TO: Katharine M. Button FOR MELANNE ( BUTTON\_K ) (WHO)  
READ:21-JUN-1996 09:46:36.37

TO: Jeremy D. Benami ( BENAMI\_J ) (WHO)  
READ:21-JUN-1996 10:42:51.62

CC: Laura Capps ( CAPPS\_L ) (WHO)  
READ:21-JUN-1996 10:15:20.37

CC: Carolyn E. Cleveland ( CLEVELAND\_C ) (WHO)  
READ:21-JUN-1996 11:58:33.04

CC: Nicole R. Rabner ( RABNER\_N ) (WHO)  
READ:21-JUN-1996 10:43:42.17

CC: Debra A. Schiff ( SCHIFF\_D ) (WHO)  
READ:21-JUN-1996 16:25:39.09

CC: Kevin Moran ( MORAN\_K1 ) (WHO)  
READ:NOT READ

TEXT:

Today at 5:00 pm in the Roosevelt Room, we will hold a meeting on Partial Birth Abortion.  
Please call Dorothy Karayannis at 456-5571, if you have questions.  
Thank you.

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

CREATOR: Anna M. Briatico ( BRIATICO\_A ) (OMB)

CREATION DATE/TIME:21-JUN-1996 12:28:44.39

SUBJECT: Reminder - Comments due on LRM 4744 (HUD draft bill)

TO: Moon T. Tran ( TRAN\_M ) (OMB)  
READ:21-JUN-1996 14:08:46.85

TO: E. Irene James ( JAMES\_E ) (OMB)  
READ:21-JUN-1996 12:42:33.81

TO: Richard H. Kodl ( KODL\_R ) (OMB)  
READ:21-JUN-1996 13:13:17.98

TO: Robert S. Fairweather ( FAIRWEATHE\_R ) (OMB)  
READ:21-JUN-1996 14:13:38.41

TO: Carole Kittl ( KITTI\_C ) (OMB)  
READ:21-JUN-1996 12:37:46.71

TO: Joseph F. Lackey, Jr. ( LACKEY\_J ) (OMB)  
READ:21-JUN-1996 14:40:05.68

TO: Rosalyn J. Rettman ( RETTMAN\_R ) (OMB)  
READ:21-JUN-1996 12:31:35.83

TO: Kim H. Burke ( BURKE\_K ) (OMB)  
READ:21-JUN-1996 15:49:39.70

TO: Mathew C. Blum ( BLUM\_M ) (OMB)  
READ:23-JUN-1996 18:13:48.19

TO: Paul J. Weinstein, Jr ( WEINSTEIN\_P ) (OPD)  
READ:21-JUN-1996 13:21:49.74

TO: Jeremy D. Benami ( BENAMI\_J ) (WHO)  
READ:21-JUN-1996 12:32:57.83

TO: Ellen S. Seidman ( SEIDMAN\_E ) (OPD)  
READ:24-JUN-1996 08:49:44.55

TO: Paul R. Dimond ( DIMOND\_P ) (OPD)  
READ:NOT READ

TO: Thomas J. Kane ( KANE\_T ) (WHO)  
READ:NOT READ

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ:21-JUN-1996 12:41:31.19

TO: Michelle A. Enger ( ENGER\_MA ) (OMB)  
READ:21-JUN-1996 12:34:48.12

CC: Janet R. Forsgren ( FORSGREN\_J ) (OMB)  
READ:24-JUN-1996 12:29:15.40

CC: Robert J. Pellicci ( PELLICCI\_R ) (OMB)

READ:21-JUN-1996 12:44:20.83

TEXT:

Reminder -- please forward your comments on LRM 4744 (HUD draft bill: Native American Community Development and Housing Finance Assistance Act of 1996) to me by no later than COB today.  
Thanks.

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

CREATOR: James A. Brown ( BROWN\_JA ) (OMB)

CREATION DATE/TIME:21-JUN-1996 13:52:44.62

SUBJECT: Rail Safety/ Liability Cap Q&A (LRM 4730)

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:21-JUN-1996 19:19:52.27

TEXT:

I think this matter is still outstanding. Bill Faschouer, who wrote the draft answer, will be back in town on Monday morning and will give you a call. DOJ has signed off on the answers.

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

CREATOR: G. Timothy Saunders ( SAUNDERS\_GT ) (WHO)

CREATION DATE/TIME:22-JUN-1996 12:54:40.40

SUBJECT: RE: Child Support Initiative (Welfare Directives)

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:22-JUN-1996 13:24:46.58

TEXT:

Elena,

Yes. Actually we faxed both memos (one for HHS, one for Labor) to you on Wednesday, 6/19/96.

I'm happy to send them again.

RECORD TYPE: PRESIDENTIAL (PAGER)

CREATOR: Mail Link Monitor ( MAILMGT ) (SYS)

CREATION DATE/TIME:23-JUN-1996 16:21:21.12

SUBJECT: PAGER CONFIRMATION - WEINSTEIN, PAUL J.

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:24-JUN-1996 08:47:02.67

TEXT:

PAGE FOR WEINSTEIN, PAUL J., WAS TRANSMITTED 23-JUN-1996 16:21:12.92

TEXT TRANSMITTED WAS:

CALL ME. THANKS. ELENA 67594

# Withdrawal/Redaction Marker Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002. email	Stephen Neuwirth to Jack Quinn, Elena Kagan, et al. Subject: how to reach me (2 pages)	06/23/1996	P6/b(6)

## COLLECTION:

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

## FOLDER TITLE:

[6/19/1996 - 7/2/1996]

2009-1006-F  
ke695

## 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 (ALL-IN-1 MAIL)

CREATOR: James J. Jukes ( JUKES\_J ) (OMB)

CREATION DATE/TIME:24-JUN-1996 10:04:07.98

SUBJECT: Revised Draft SAP for S 1219 - Campaign Finance

TO: Charles S. Konigsberg ( KONIGSBERG\_C ) (OMB)  
READ:24-JUN-1996 11:38:40.64

TO: Alice E. Shuffield ( SHUFFIELD\_A ) (OMB)  
READ:24-JUN-1996 12:02:05.29

TO: James C. Murr ( MURR\_J ) (OMB)  
READ:24-JUN-1996 11:41:41.29

TO: Robert G. Damus ( DAMUS\_R ) (OMB)  
READ:24-JUN-1996 10:19:00.42

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ:24-JUN-1996 11:20:44.64

TO: James S. Rubin ( RUBIN\_J ) (WHO)  
READ:24-JUN-1996 10:30:38.09

TO: Paul J. Weinstein, Jr ( WEINSTEIN\_P ) (OPD)  
READ:24-JUN-1996 10:17:05.49

TO: Tracey E. Thornton ( THORNTON\_T ) (WHO)  
READ:24-JUN-1996 10:04:28.52

TO: Timothy D. Johnson ( JOHNSON\_TD ) (OMB)  
READ:24-JUN-1996 10:05:19.40

TO: FAX (95143999,Adrien Silas) ( TLXA1MAIL\_\F:95143999\C:Adrien Silas\\ )  
READ:NOT READ

TEXT:

The following revised draft SAP contains two changes, shown in bold: (1) a reference to the Lott substitute that was adopted by the Senate on Thursday; and (2) a statement that the Department of Justice has proposed amendments to strengthen the bill against constitutional challenges. We expect to receive from Justice today a letter to Senators proposing such amendments. We will circulate it with a short deadline as soon as we get it. Please direct any comments on this revised SAP to Tim Johnson or to me by 11:30 today. Thank you. [Text follows.]

PRINTER FONT 12\_POINT\_ROMAN

S. 1219 - Senate Campaign Finance Reform Act of 1996  
(McCain (R) Arizona and 4 cosponsors)

The Administration strongly supports Senate passage of S. 1219, as amended by the Lott (for McCain, Feingold, and Thompson) substitute.

This bipartisan legislation includes many proposals that have been endorsed by the 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.  
The Department of Justice has proposed amendments to S. 1219 to  
strengthen it against constitutional challenges.

\* \* \* \* \*

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

CREATOR: Ruth D. Saunders ( SAUNDERS\_R ) (OMB)

CREATION DATE/TIME:24-JUN-1996 13:09:03.37

SUBJECT: USDA Timber Salvage Directive - mtg

TO: FAX (97203631,Anne Kennedy) ( TLXA1MAIL\_\F:97203631\C:Anne Kennedy\\ )  
READ:NOT READ

TO: FAX (95140557,Peter Coppelman) ( TLXA1MAIL\_\F:95140557\C:Peter Coppelman\\ )  
READ:NOT READ

TO: Dinah Bear ( BEAR\_D ) (CEQ)  
READ:24-JUN-1996 13:20:29.40

TO: FAX (92085242,Nancy Hayes) ( TLXA1MAIL\_\F:92085242\C:Nancy Hayes\\ )  
READ:NOT READ

TO: Jennifer M. O'Connor ( OCONNOR\_J ) (WHO)  
READ:24-JUN-1996 13:10:31.62

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ:24-JUN-1996 13:25:36.94

CC: Alecia Ward ( WARD\_A ) (OMB)  
READ:24-JUN-1996 13:09:50.57

CC: Shelley N. Fidler ( FIDLER\_S ) (CEQ)  
READ:24-JUN-1996 13:40:41.25

CC: T J Glauthier ( GLAUTHIER\_T ) (OMB)  
READ:25-JUN-1996 21:07:58.38

TEXT:

USDA will present the final draft of Secretary Glickman's timber salvage directive at 4:15 today in T.J.'s office (Rm 246 OEOb). Due to the room size, please check with Alecia Ward (395-4596) before adding additional people to the distribution list. For those not already cleared into the OEOb, leave me a message with your name and birthdate at 395-3448.

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

CREATOR: Dinah Bear ( BEAR\_D ) (CEQ)

CREATION DATE/TIME:24-JUN-1996 14:08:17.46

SUBJECT: Meeting agenda

TO: Thomas C. Jensen ( JENSEN\_T ) (CEQ)

READ:NOT READ

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:24-JUN-1996 15:22:09.40

TO: Ron Cogswell ( COGSWELL\_R ) (OMB)

READ:24-JUN-1996 14:31:10.73

TO: Mark A. Weatherly ( WEATHERLY\_M ) (OMB)

READ:24-JUN-1996 14:09:44.91

TO: Christine L. Nolin ( NOLIN\_CL ) (OMB)

READ:27-JUN-1996 11:43:06.57

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:24-JUN-1996 18:29:08.73

TO: Martha Foley ( FOLEY\_M ) (WHO)

READ:24-JUN-1996 14:54:13.91

TO: Kris Balderston ( BALDERSTON\_K ) (WHO)

READ:24-JUN-1996 15:55:43.32

TO: Jennifer M. O'Connor ( OCONNOR\_J ) (WHO)

READ:24-JUN-1996 18:15:25.12

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:24-JUN-1996 14:44:02.85

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 in the CEQ conference room at 722 Jackson Place. The agenda will include:

1. Current issues
2. Litigation report
3. Remaining 2001(k) sales - please bring updated information and options/recommendations for remaining sales.
4. Replacement timber sales process
5. Salvage sales
  - a. Secretarial directive
  - b. Interagency salvage program review
6. Other business

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

CREATOR: Cheryl L Sweitzer ( SWEITZER\_C ) (WHO)

CREATION DATE/TIME:24-JUN-1996 15:48:03.33

SUBJECT: Unionization of SS meeting

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:24-JUN-1996 18:36:18.84

TO: Odetta S. Walker ( WALKER\_O ) (WHO)

READ:24-JUN-1996 16:20:54.22

TEXT:

I have scheduled a meeting with Jack, Kathy and Elena on Wednesday, July 17, at 3:00 p.m. with Andrew Mutchler, Dennis McCullough and Bill Rick (with the Fraternal Order of Police) to discuss unionization of the Secret Service. If this is not convenient, please let me know.  
Thanks.

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

CREATOR: Odetta S. Walker ( WALKER\_O ) (WHO)

CREATION DATE/TIME:24-JUN-1996 18:26:48.46

SUBJECT: APB: "Comp time" instead of overtime pay -- labor law

TO: Dawn Chirwa ( CHIRWA\_D ) (WHO)  
READ:24-JUN-1996 18:29:19.16

TO: Peter Erichsen ( ERICHSEN\_P ) (WHO)  
READ:24-JUN-1996 18:27:15.22

TO: David Fein ( FEIN\_D ) (WHO)  
READ:24-JUN-1996 18:27:57.81

TO: James "David" Fielder ( FIELDER\_J ) (WHO)  
READ:25-JUN-1996 09:48:19.97

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ:24-JUN-1996 18:38:09.11

TO: Bruce R. Lindsey ( LINDSEY\_B ) (WHO)  
READ:25-JUN-1996 13:45:26.30

TO: Cheryl D. Mills ( MILLS\_C ) (WHO)  
READ:24-JUN-1996 18:26:55.02

TO: Miriam R. Nemetz ( NEMETZ\_M ) (WHO)  
READ:30-JUN-1996 15:17:35.42

TO: Stephen R. Neuwirth ( NEUWIRTH\_S ) (WHO)  
READ:25-JUN-1996 14:01:34.69

TO: Sally Paxton ( PAXTON\_S ) (WHO)  
READ:24-JUN-1996 18:51:29.47

TO: Jack M. Quinn ( QUINN\_J ) Autoforward to: Cheryl L Sweitz  
READ:24-JUN-1996 18:37:39.16

TO: Robert W. Schroeder III ( SCHROEDER\_R ) (WHO)  
READ:25-JUN-1996 08:38:08.87

TO: Jane C. Sherburne ( SHERBURNE\_J ) (WHO)  
READ:NOT READ

TO: Kathleen M. Wallman ( WALLMAN\_KM ) (WHO)  
READ:24-JUN-1996 19:44:30.69

TO: Kathleen M. Whalen ( WHALEN\_K ) (WHO)  
READ:24-JUN-1996 18:45:51.13

TO: Wendy S. White ( WHITE\_WS ) (WHO)  
READ:25-JUN-1996 09:02:44.34

TO: Jon Yarowsky ( YAROWSKY\_J ) (WHO)  
READ:24-JUN-1996 18:44:49.41

CC: Erin Kelly ( KELLY\_E ) (WHO)

READ:24-JUN-1996 18:39:22.23

TEXT:

APB:

Anyone interested and available to work on labor law/  
families issue relating to "comp time" instead of overtime pay?

Thank you.

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

CREATOR: Alice E. Shuffield ( SHUFFIELD\_A ) (OMB)

CREATION DATE/TIME:24-JUN-1996 20:33:46.27

SUBJECT: SAP on the Senate Campaign Finance Reform Act

TO: Martha Foley ( FOLEY\_M ) (WHO)  
READ:25-JUN-1996 12:27:17.02

TO: John C. Angell ( ANGELL\_J ) (WHO)  
READ:25-JUN-1996 10:17:32.64

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ:25-JUN-1996 09:48:53.59

TO: James Weber ( WEBER\_J ) (WHO)  
READ:25-JUN-1996 10:59:26.77

TO: Michael Waldman ( WALDMAN\_M ) (WHO)  
READ:NOT READ

CC: Charles S. Konigsberg ( KONIGSBERG\_C ) (OMB)  
READ:24-JUN-1996 20:34:04.03

CC: James J. Jukes ( JUKES\_J ) (OMB)  
READ:24-JUN-1996 20:34:44.82

CC: Jill M. Blickstein ( BLICKSTEIN\_J ) (OMB)  
READ:NOT READ

CC: Christopher F. Walker ( WALKER\_C ) (WHO)  
READ:24-JUN-1996 21:38:22.12

CC: Lisa Kountoupes ( KOUNTOUPES\_L ) (OMB)  
READ:25-JUN-1996 18:56:01.87

TEXT:

A draft SAP on the S. 1219, Senate Campaign Finance Reform Act follows. We hope to get it to the Hill as soon as possible tomorrow morning.

As mentioned in the first paragraph, we plan to send the President's 6/24 letter to the Senate Leadership up with the SAP. Also, if the Justice letter is ready, we will refer to it in the SAP's last paragraph (see below).

I'll wait to hear from you in the morning (5

□

-4790). Thanks!

Martha, John, Elena, and Michael -- I'll fax to you the President's letter in case you do not already have a copy.

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June 25, 1996 (Senate)  
S. 1219 - Senate Campaign Finance Reform Act of 1996  
(McCain (R) Arizona and 4 cosponsors)

The Administration strongly supports Senate passage of S. 1219, as amended by the Senate on June 20th, for the reasons explained in the attached letter from the President to the Majority Leader. This bipartisan legislation includes many proposals that have been endorsed by the 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.

[This sentence is contingent on receiving the DOJ letter by Tuesday at 10am] The Department of Justice will be suggesting how certain provisions of S. 1219 could be strengthened against potential constitutional challenge.

\* \* \* \* \*

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(Do Not Distribute Outside Executive Office of the President)  
This Statement of Administration Policy (SAP) was developed by the Legislative Reference Division (Johnson) in coordination with the Departments of Justice (Silas) and the Treasury (Dorsey), the Federal Election Commission (Surina), the Office of Government Ethics (Ley), White House Counsel (Kagan), Domestic Policy Council (Weinstein), White House Political Affairs (Hancox), White House Legislative Affairs (Weber), VAPD (Long, McCormick), HRD (VanWie), BRCD (Fairhall), and BASD (Stigile). Commerce, FCC, HTF, and GC did not respond to our request for views on this SAP.

Elena Kagan of the White House Counsel's office has asked that she be checked with before this SAP is sent to the Senate, so that she can verify that Jack Quinn has personally approved it. The United States Postal Service (USPS) objects to the SAP and to the bill because of the requirement (described below) for postal subsidies to qualified candidates. USPS has previously testified in opposition to S. 1219 and has characterized the subsidy requirement as an "unfunded mandate" on its customers that could cost "well over \$50 million per election."

Status of Senate Floor Action on S. 1219

On June 20th, the Senate began consideration of S. 1219 and, by unanimous consent, adopted for consideration an amendment in the nature of a substitute (described below). A cloture vote on S. 1219 (as amended by the substitute) is scheduled for June 25th at 2:15 p.m.

Administration Position to Date

According to WH/LA (Weber), the President wrote to Senators McCain and Feingold on June 24th in support of S. 1219.

The President referred favorably to S. 1219 in his February 17th radio address to the Nation. He stated that, as a candidate in 1992, he supported spending limits, curbing the influence of PACs and lobbyists, and an end to the soft money system. He called on Congress to pass a bipartisan campaign finance reform bill.

Constitutional Issues

The Department of Justice expects to transmit to Congress a letter describing how S. 1219 could be strengthened against constitutional challenge. LRD has not yet received the letter for clearance.

Background

The Revenue Act of 1971 initiated public funding of presidential general elections. Funding was later extended to presidential primaries and nominating conventions by the Federal Election Campaign Act (FECA) of 1971. The FECA and subsequent amendments imposed limits on contributions, required uniform disclosure of campaign receipts and expenditures, and established the Federal Election Commission (FEC) as the central administrative and

enforcement agency.

S. 1219 addresses congressional campaign finance. Its proponents are concerned about the increasing costs of congressional campaigns, the influence of special interest groups, and the fundraising advantages of incumbents. The principal focus of S. 1219 is on Senate campaigns. (In recent years, Senate campaign finance bills have addressed Senate campaigns, House bills have addressed House campaigns, and the two are joined in conference.)

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Major Provisions of S. 1219 as Amended on June 20th

-- Voluntary Spending Limits

S. 1219 would establish voluntary Senate election spending limits. Candidates who comply with the limits and meet other requirements would be eligible for the broadcast and postal benefits described below.

Election expenditures by a Senate candidate or the candidate's authorized committee could not exceed:

? for general elections, an amount based on State voting

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population, ranging from \$950,000 to \$5,500,000;

? for primary elections, the lesser of 67 percent of the general election expenditure limit or \$2,750,000;

? for runoff elections, 20 percent of the general election expenditure limit; and

? for election expenditures from the candidate's personal funds (including certain loans), \$250,000 or 10 percent of the general election expenditure limit.

A candidate who complies with the spending limits and runs against a candidate who does not comply is allowed to: (1) increase his or her spending limits according to a formula in the bill; and (2) receive contributions from individuals of up to \$2,000 per individual (instead of the \$1,000 allowed under current law).

The bill also provides for inflation adjustments to the spending limits.

-- Benefits

**Free Broadcast Time.** Under S. 1219, a candidate who has qualified for the general election and adheres to the spending limits above is entitled to receive 30 minutes of free broadcast time from stations within or adjacent to his or her State. Where there are more than two candidates, the bill provides for a total of 60 minutes of free broadcast time to be allocated among the candidates according to a formula.

Unless the candidate chooses otherwise, the time made available for broadcasting must be between 6:00 p.m. and 10:00 p.m. on any weekday. The length of each individual broadcast must be between 30 seconds and 5 minutes. A candidate may not request more than 15 minutes of free time from any one broadcasting station.

**Reduced Broadcast Rates.** Under S. 1219, eligible candidates are entitled to receive reduced television broadcast rates during the

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-day period prior to the primary election and the 60

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-day period

prior to a general or special election. The maximum rate would

be half of the station's lowest charge for an equal amount of time, for the same period on the same date.

Postal Subsidies. Eligible candidates are entitled to send two pieces of mail to each voting age resident at the lowest third class, non

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-profit bulk rate.

-- Political Action Committees (PACs)

The bill prohibits candidates from accepting contributions from PACs and limits contributors to individuals and political committees. Political committees are defined as: (1) the principal campaign committee of a candidate; (2) any national, state, or district committee of a political party; and (3) some local committees of a political party. The bill provides that if this provision is held unconstitutional, PAC contributions would be limited to the maximum individual contribution, \$1,000. In addition, contributions from PACs to a candidate could not exceed 20 percent of the candidate's total election spending limit. (In 1976, the Supreme Court ruled in Buckley vs. Valeo that certain expenditure limits placed substantial restrictions on the First Amendment rights of candidates, citizens, and associations.)

-- ?Soft Money?

The term ?soft money? refers to money that may influence the outcome of Federal elections, but that is raised and spent outside the scope of Federal election laws. (Examples include corporate- or union

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-sponsored voter registration drives that identify a Federal candidate.)

Under S. 1219, each time individuals, unions, corporations, or partnerships raise ?soft money? in excess of \$10,000, they must file statements including the purpose of the disbursement to either the Secretary of the Senate or the Clerk of the House of Representatives, and the Secretary of State of the relevant State.

The bill generally prohibits national party committees from seeking, accepting, or spending soft money. In addition, during Federal election years, funds spent by State and local committees for any activity which could affect the outcome of a Federal election are subject to FECA limitations and reporting requirements. In general, both national and State committees of a political party must report all receipts and disbursements to

the FEC.

-- ?Bundling?

The term ?bundling? refers to the collection by an intermediary of individual checks for a candidate. Under S. 1219, contributions to a candidate made by an intermediary would generally be treated as a direct contribution from both the original contributor and the intermediary for purposes of contribution limits. In addition, the intermediary must report to the FEC the original source and the intended recipient of the contribution.

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-State Contributions

To comply with the spending limits of S. 1219, a candidate or a candidate's authorized committee must receive not less than 60

percent of the total dollar amount of contributions from individuals legally residing in the candidate's State. (For small States, the candidate could opt for a requirement that 60 percent of the contributors be residents of their home State.) In specified circumstances, candidates would have to report to the FEC their in

-State contributions and the names and addresses of persons who contribute at least \$50 in a year.

-- Other Provisions

Other provisions of S. 1219 would:

? Require certain independent expenditures (i.e., funds spent on direct communication with voters to advocate the election or defeat of a candidate without the cooperation or participation of a candidate) to be reported to the FEC. The bill would also increase the spending limits of candidates who had more than \$10,000 in independent expenditures spent against them (or for their opponents).

? Restrict the use of campaign contributions to legitimate and verifiable campaign expenses and prohibit the use of these contributions for personal purposes.

? Require paid campaign advertising in all types of media to include a verbal, written, and/or visual (photographic) identification of the candidate. In addition, broadcast or cablecast advertisements must include a verbal statement naming the person or group responsible for the advertisement.

? Establish contribution limits for State party grassroots funds that support party

-building activities that are not candidate

-specific.

? Authorize the FEC to: (1) prescribe regulations for computer and facsimile reporting; and (2) conduct random post

-election audits to ensure voluntary compliance with the FECA.

? Limit congressional use of the franking privilege during the year in which an incumbent is up for re

-election. The bill states the intent of Congress that any savings realized from this limitation be designated to pay for the postal subsidies required by the bill.

? Allow court decisions on the constitutionality of provisions of S. 1219 to be appealed directly to the Supreme Court.

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According to BASD (Stigile), S. 1219 is subject to the

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-go requirements of the Omnibus Budget and Reconciliation Act of 1990 because of provisions providing for fines for FECA violations. An OMB pay

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-go estimate has not been completed but similar provisions are generally scored at zero or a negligible amount. VAPD (McCormick) advises that the postal subsidy provision would score at zero because USPS could recoup the subsidies by increasing postage rates. No CBO estimate is available.

Legislative Reference Division

6/24/96 - 5:00 p.m.

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

CREATOR: Odetta S. Walker ( WALKER\_O ) (WHO)

CREATION DATE/TIME:25-JUN-1996 09:55:22.11

SUBJECT: Note from Kathy

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:25-JUN-1996 18:13:22.11

TEXT:

===== ATTACHMENT 1 =====  
ATT CREATION TIME/DATE:24-JUN-1996 19:44:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Kathleen M. Wallman

ATT SUBJECT: RE: Response from Elena re: labor law

ATT TO: Odetta S. Walker ( WALKER\_O )

TEXT:

OK -- didn't know that this was yours. JQ asked that I staff it out. Thanks.

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

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

CREATOR: James J. Jukes ( JUKES\_J ) (OMB)

CREATION DATE/TIME:25-JUN-1996 10:03:57.94

SUBJECT: Justice advises that its campaign finance letter

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:25-JUN-1996 18:13:31.37

TO: Alice E. Shuffield ( SHUFFIELD\_A ) (OMB)

READ:25-JUN-1996 10:11:26.49

TO: Charles S. Konigsberg ( KONIGSBERG\_C ) (OMB)

READ:25-JUN-1996 10:53:19.40

TO: James C. Murr ( MURR\_J ) (OMB)

READ:25-JUN-1996 10:52:48.02

TEXT:

should arrive in a few minutes.

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

CREATOR: Ruth D. Saunders ( SAUNDERS\_R ) (OMB)

CREATION DATE/TIME:25-JUN-1996 12:16:07.61

SUBJECT: Clearance of USDA'S TIMBER SALVAGE DIRECTIVE

TO: Shelley N. Fidler ( FIDLER\_S ) (CEQ)  
READ:25-JUN-1996 12:25:58.24

TO: Deborah L. Fine ( FINE\_D ) (OPD)  
READ:25-JUN-1996 13:05:53.18

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ:25-JUN-1996 18:14:28.54

TO: Ray Martinez ( MARTINEZ\_R ) (WHO)  
READ:25-JUN-1996 13:25:03.94

TO: Martha Foley ( FOLEY\_M ) (WHO)  
READ:25-JUN-1996 15:36:36.14

TO: FAX (95140557,Peter Coppelman) ( TLXA1MAIL\_\F:95140557\C:Peter Coppelman\\ )  
READ:NOT READ

TO: FAX (92085242,Nancy Hayes) ( TLXA1MAIL\_\F:92085242\C:Nancy Hayes\\ )  
READ:NOT READ

CC: T J Glauthier ( GLAUTHIER\_T ) (OMB)  
READ:25-JUN-1996 12:59:56.73

CC: Dinah Bear ( BEAR\_D ) (CEQ)  
READ:25-JUN-1996 12:30:31.50

CC: Alecia Ward ( WARD\_A ) (OMB)  
READ:25-JUN-1996 12:16:11.43

CC: FAX (97205437,Anne Kennedy) ( TLXA1MAIL\_\F:97205437\C:Anne Kennedy\\ )  
READ:NOT READ

TEXT:

Effort will be made today to finalize USDA's directive on compliance with the inter-agency MOA implementing the emergency salvage timber program.  
We will fax you the final draft early this afternoon for comment by 4:30. Please fax or e-mail your comments or questions to me at 395-4941 (fax).

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

CREATOR: Odetta S. Walker ( WALKER\_O ) (WHO)

CREATION DATE/TIME:25-JUN-1996 13:07:44.78

SUBJECT: Meeting re: Internet Indecency Case-6/25 3:00 in Rm 125

TO: Jon Yarowsky ( YAROWSKY\_J ) (WHO)  
READ:25-JUN-1996 13:52:36.85

TO: Gregory C. Simon ( SIMON\_G ) Autoforward to: Remote Adresse  
READ:NOT READ

TO: Dawn Chirwa ( CHIRWA\_D ) (WHO)  
READ:25-JUN-1996 13:07:56.78

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ:25-JUN-1996 18:14:46.95

CC: Kristin A. Schneeman ( SCHNEE\_K ) Autoforward to: Remote Address  
READ:NOT READ

CC: Thomas A. Kalil ( KALIL\_T ) (WHO)  
READ:25-JUN-1996 13:09:57.76

TEXT:

Room 125 is Elena Kagan's office. Any problems, call or e-mail me.

Thanks.

Odetta (6-6611)

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

CREATOR: Jeff P. Dailey ( DAILEY\_J ) (WHO)

CREATION DATE/TIME:25-JUN-1996 18:20:14.99

SUBJECT: product liability

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:25-JUN-1996 18:59:09.28

TEXT:

Elena--

A few weeks ago, we briefly discussed a letter William S. Lerach, who wrote in support of the President's veto of the product liability legislation. We agreed that the President could send a shortened version of our general product liability letter. Accordingly, I sent my shortened version to Jennifer Dudley to see if it was okay for Presidential signature. Yesterday, she suggested that I run it by you for clearance. Will you please look at this draft and let me know if it is sufficient?

thanks for your help--

Jeff

Thank you for your letter regarding the Product Liability Legal Reform Act of 1996. As I'm sure you know, I vetoed this legislation on May 2, and I appreciate having your perspective on this issue.

I believe our legal system needs reform, and I have repeatedly urged Congress to pass limited, meaningful product liability measures. However, I vetoed the product liability bill Congress sent to me because I concluded that it failed to provide adequate protection either to consumers or to the interests of manufacturers and sellers.

Congress could have sent me limited, but balanced product liability reform, and if they had done so, I gladly would have signed the legislation. As I continue working with Congress toward this end, I appreciate knowing your thoughts.

###

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

CREATOR: Dinah Bear ( BEAR\_D ) (CEQ)

CREATION DATE/TIME:25-JUN-1996 18:56:01.43

SUBJECT: recent salvage traffic

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:25-JUN-1996 18:59:45.85

TEXT:

will forward last 2 days worth of this traffic to you . . .

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

ATT CREATION TIME/DATE:24-JUN-1996 19:20:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Deborah L. Fine

ATT SUBJECT: follow up on timber

ATT TO: Shelley N. Fidler ( FIDLER\_S )

ATT TO: Dinah Bear ( BEAR\_D )

ATT TO: Kris Balderston ( BALDERSTON\_K )

ATT TO: T J Glauthier ( GLAUTHIER\_T )

ATT TO: Ray Martinez ( MARTINEZ\_R )

TEXT:

As follow up to this afternoons meeting, I have a few comments.  
Please let me know what you think.

1. Given where we are right now in terms of our ability to answer questions that we can be sure we will be asked, I agree with Ray that we are not ready to make an announcement tomorrow.
2. I know we have consulted with some enviros and Congressional staff. Jen O is doing consultations with labor. Are there other key stakeholders we need to approach?
3. Questions that come to mind and that were raised at today's meetings seem to range from:
  - What approximate percentages of trees will be impacted, in what regions?
  - How will this affect our stated timber goal and how do we explain that?  
(And how best to talk about both of the above.)
  - Will this aggravate fires?
  - What are we doing to counter/innoculate communities against fires?
  - Where will we get hit on this and by whom?
  - When we characterize this as a step in the right direction, do we have a sense of what steps might follow?
  - Do we need to outline a specific response to questions on the Kennedy and Furse Amendments and why we did or did not move on them?

These are just a few. It seems that it would be useful to put together some q and a's for people so that we are all clear on

what we are saying.

I don't think working through these should slow us down -- but we should just make sure we're ready to go on this. Is next week okay in terms of other things going on?

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

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

CREATOR: Dinah Bear ( BEAR\_D ) (CEQ)

CREATION DATE/TIME:25-JUN-1996 18:56:28.84

SUBJECT: salvage

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:25-JUN-1996 19:00:08.70

TEXT:

===== ATTACHMENT 1 =====  
ATT CREATION TIME/DATE:25-JUN-1996 08:28:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Deborah L. Fine

ATT SUBJECT: RE: follow up on timber

ATT TO: Dinah Bear ( BEAR\_D )

ATT CC: Shelley N. Fidler ( FIDLER\_S )

ATT CC: Kris Balderston ( BALDERSTON\_K )

ATT CC: T J Glauthier ( GLAUTHIER\_T )

ATT CC: Ray Martinez ( MARTINEZ\_R )

TEXT:

Is there no way they will announce the directive after today --  
i.e. late tomorrow or Thursday. I agree that having people out  
there to answer questions about it, etc, would be really helpful.  
When the q and a go around, can you guys make sure we get a draft  
to look at? Thanks very much.

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

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

CREATOR: Dinah Bear ( BEAR\_D ) (CEQ)

CREATION DATE/TIME:25-JUN-1996 18:57:05.49

SUBJECT: salvage

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:25-JUN-1996 19:00:30.63

TEXT:

===== ATTACHMENT 1 =====  
ATT CREATION TIME/DATE:24-JUN-1996 20:26:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Dinah Bear

ATT SUBJECT: RE: follow up on timber

ATT TO: Deborah L. Fine ( FINE\_D )

ATT CC: Shelley N. Fidler ( FIDLER\_S )

ATT CC: Kris Balderston ( BALDERSTON\_K )

ATT CC: T J Glauthier ( GLAUTHIER\_T )

ATT CC: Ray Martinez ( MARTINEZ\_R )

TEXT:

I just talked to Anne Kennedy, and it appears that they won't be ready to go tomorrow - the Secretary wants to discuss this with the Chief tomorrow, and then he doesn't want it released when he's out in the Pacific Northwest for the rest of the week (for fear it will draw news away from the issues he wants to focus on while he's there.) So it looks like it will be put off next week.

Obviously, that does give people more time to get answers, although as I mentioned to Ray tonight, the Forest Service is very decentralized, and getting anything much more precise than a range of 15-25% will be very difficult. However, I'll see if they can give a better sense of regional impacts. California would clearly be one of the major areas of impact, however.

USDA is working on a draft press release and Qs and As that they will send around tomorrow. I think those will be helpful in flushing out how to explain the directive. Jim will call the labor contact tomorrow.

While this does give everyone more time to get answers, I have to say that it also means there will probably be more sales released that people will be very unhappy about. Also, from a Pac NW point of view, it's rather a shame that we've got both Glickman and Babbit, as well as Katie out in the Pac. NW without a positive timber message (other than the case we just won.) However, unless things change again in the am over at USDA (which is not impossible) the track now seems to be for next Monday or Tuesday.

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

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

CREATOR: Dinah Bear ( BEAR\_D ) (CEQ)

CREATION DATE/TIME:25-JUN-1996 18:57:24.75

SUBJECT: salvage

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:25-JUN-1996 19:00:50.42

TEXT:

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

ATT CREATION TIME/DATE:25-JUN-1996 09:43:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Dinah Bear

ATT SUBJECT: RE: follow up on timber

ATT TO: Ray Martinez ( MARTINEZ\_R )

ATT CC: Deborah L. Fine ( FINE\_D )

ATT CC: Shelley N. Fidler ( FIDLER\_S )

ATT CC: Kris Balderston ( BALDERSTON\_K )

ATT CC: T J Glauthier ( GLAUTHIER\_T )

TEXT:

Well, yes. (Yes to everything you state.)

I believe TJ is going to talk to Greg Frazier about the state of play this am. I have a call into Anne and will ask her to send the Qs and As around asap, and try to make sure that they cover all the issues you raised, Debbie. I also have a call into Jim and hopefully, he will have made the call to the Carpenters Union this am. In terms of the directive, my own sense is that we have answers to most of these and other obvious questions, but may be dealing with internal USDA/FS concerns about doing this.

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

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

CREATOR: Dinah Bear ( BEAR\_D ) (CEQ)

CREATION DATE/TIME:25-JUN-1996 18:57:47.02

SUBJECT: salvage

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:25-JUN-1996 19:01:11.03

TEXT:

=====  
ATT CREATION TIME/DATE:25-JUN-1996 09:01:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Ray Martinez

ATT SUBJECT: RE: follow up on timber

ATT TO: Deborah L. Fine ( FINE\_D )

ATT CC: Dinah Bear ( BEAR\_D )

ATT CC: Shelley N. Fidler ( FIDLER\_S )

ATT CC: Kris Balderston ( BALDERSTON\_K )

ATT CC: T J Glauthier ( GLAUTHIER\_T )

TEXT:

Hasn't Secretary Glickman known all along that we were aiming to have this directive released before he goes out to the Pacific Northwest this week? Why didn't we know beforehand of his desire to not release anything that will step on his already-planned message?

I'm not advocating that we rush forward with an announcement for the sake of doing so, but I agree that with both Secretaries and Katie out in the region, this may be the best time to go forward so that we (the administration) can control the "spin" of the directive.

I'm just suddenly confused as to why the timing is an issue with the Secretary when we have been working towards this for several weeks now...

=====  
END ATTACHMENT 1

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

CREATOR: Dinah Bear ( BEAR\_D ) (CEQ)

CREATION DATE/TIME:25-JUN-1996 18:58:24.64

SUBJECT: salvage

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:25-JUN-1996 19:01:41.81

TEXT:

=====  
ATT CREATION TIME/DATE:25-JUN-1996 16:16:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Deborah L. Fine

ATT SUBJECT: RE: update on timber

ATT TO: Ruth D. Saunders ( SAUNDERS\_R )

ATT CC: Dinah Bear ( BEAR\_D )

ATT CC: Shelley N. Fidler ( FIDLER\_S )

ATT CC: Ray Martinez ( MARTINEZ\_R )

TEXT:

Thanks so much.

Does this mean we are on track for an announcement tomorrow?

=====  
END ATTACHMENT 1

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

CREATOR: Dinah Bear ( BEAR\_D ) (CEQ)

CREATION DATE/TIME:25-JUN-1996 18:58:11.22

SUBJECT: salvage

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:25-JUN-1996 19:01:30.84

TEXT:

===== ATTACHMENT 1 =====  
ATT CREATION TIME/DATE:25-JUN-1996 15:47:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Ruth D. Saunders

ATT SUBJECT: RE: update on timber

ATT TO: Deborah L. Fine ( FINE\_D )

ATT CC: Dinah Bear ( BEAR\_D )

ATT CC: Shelley N. Fidler ( FIDLER\_S )

ATT CC: Ray Martinez ( MARTINEZ\_R )

TEXT:

No draft yet...USDA promised to have it to us in the morning. I'll get it out to everyone on the distribution list when we receive it (including Martha). We should get everything at once -- including the q and a's. Sorry for the delay.

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

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

CREATOR: Jeremy D. Benami ( BENAMI\_J ) (WHO)

CREATION DATE/TIME:25-JUN-1996 19:11:18.85

SUBJECT: Abortion letter

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:26-JUN-1996 08:10:06.92

TEXT:

Attached is a 584-word version of the op ed. This has several people's edits. It could stand another 150+ words.

It's all yours.

Email me back when you're done!!

Love that modern technology.

Thanks.

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

ATT CREATION TIME/DATE:25-JUN-1996 19:03:00.00

ATT BODYPART TYPE:p

ATT CREATOR: Jeremy D. Benami

TEXT:

PRINTER FONT 12\_POINT\_ROMAN\_ITALIC

500 word version of op

□

-ed

PRINTER FONT 12\_POINT\_ROMAN

The ongoing debate over H.R. 1833, legislation to ban a certain abortion procedure commonly referred to as partial birth abortion, involves an issue as difficult -- indeed, painful -- as any confronting our citizens and public officials. If the goal of those engaged in the debate is to solve a truly human problem rather than create a political issue, all participants in the discussion need to listen to and understand what the others are saying. Unfortunately, President Clinton's clear, principled position on this legislation has been seriously misrepresented and misunderstood.

President Clinton long has opposed late

□

-term abortions,

except where necessary to protect the life or health of the mother. As Governor of Arkansas, he signed into law a bill that barred third trimester abortions, with an appropriate exception for life or health. He would sign a bill to do the same thing at the federal level if it were presented to him.

The particular procedure at issue in H.R. 1833 posed a most difficult and disturbing issue for the President, which he studied and prayed about for many months. The President ultimately came to believe that this rarely used procedure is justifiable as a last resort when doctors judge it necessary to save a woman's life or avert serious consequences to her health.

Last month, the President was joined at the White House by five women who desperately wanted to have their babies and were devastated to learn that their babies had fatal conditions and would not live. These women wanted anything other than an

abortion, but were advised by their doctors that this procedure was their best chance to avert the risk of death or grave harm which, in some cases, would have included an inability to bear children. For them, this was not about choice -- not about choosing against having a child. Their babies were certain to perish before, during, or shortly after birth. The only question was how much grave damage they were going to suffer.

The President vetoed HR 1833 because it did not provide an exception for the small number of compelling cases where the procedure is necessary to preserve life or protect against serious harm to health. The President has said repeatedly that he would sign legislation banning this procedure if Congress would add a limited exemption covering such cases.

The President does not contend that the procedure is always used in circumstances that meet his standard -- namely, that the procedure must be necessary to prevent death or serious adverse

health consequences. The procedure sometimes may be used in other situations. But the President does not support such uses, does not defend them, and would sign appropriate legislation banning them.

□

Many who support this bill believe that any health exception is untenable because it could be stretched to cover everything. The President does not share this view. It is not impossible - it is not beyond the ingenuity of Congress working with this administration - to draft a bill making absolutely clear that the procedure may be used only where a woman risks death or serious damage to her health, and in no other cases.

President Clinton has implored Congress for months to send him a bill that contains such a carefully limited exception for serious harm to health. In the interests of all who face this tragic situation, the President's offer to Congress remains on the table: Work with him to produce a bill that provides this limited exception, and he will sign it the moment it reaches his desk.

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

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

CREATOR: Dinah Bear ( BEAR\_D ) (CEQ)

CREATION DATE/TIME:26-JUN-1996 10:55:51.27

SUBJECT: salvage

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:26-JUN-1996 11:09:19.69

TEXT:

as of this time, no new draft yet.

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

ATT CREATION TIME/DATE:25-JUN-1996 22:10:00.00

ATT BODYPART TYPE:B

ATT CREATOR: T J Glauthier

ATT SUBJECT: RE: follow up on timber

ATT TO: Ray Martinez ( MARTINEZ\_R )

ATT CC: Deborah L. Fine ( FINE\_D )

ATT CC: Dinah Bear ( BEAR\_D )

ATT CC: Shelley N. Fidler ( FIDLER\_S )

ATT CC: Kris Balderston ( BALDERSTON\_K )

TEXT:

Ray, I agree with you that we are in our best position to help get the right type of press coverage if Glickman, Babbitt and McGinty are all in the region at or immediately after the announcement.

As you've seen from later emails today, we are working to get the guidelines out tomorrow. We would like to have it a day before the HCP announcement on Thursday, so we don't step on our own story there.

Glickman was reviewing the material himself late today. We expect to have it around for review first thing tomorrow.

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

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

CREATOR: Timothy D. Johnson ( JOHNSON\_TD ) (OMB)

CREATION DATE/TIME:26-JUN-1996 12:51:17.91

SUBJECT: LRM 4888 Justice Testimony

TO: Dennis Burke ( BURKE\_D ) (OPD)  
READ:26-JUN-1996 14:38:36.45

TO: Peter Jacoby ( JACOBY\_P ) (WHO)  
READ:26-JUN-1996 13:52:50.22

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ:26-JUN-1996 13:34:11.02

TO: David J. Haun ( HAUN\_D ) (OMB)  
READ:26-JUN-1996 13:23:06.65

TO: Bradley W. Kyser ( KYSER\_B ) (OMB)  
READ:26-JUN-1996 14:54:46.15

TO: Peter O. Davis ( DAVIS\_PO ) (OMB)  
READ:26-JUN-1996 13:12:24.98

TO: Joseph M. Wire ( WIRE\_J ) (OMB)  
READ:26-JUN-1996 13:25:21.55

TO: Jonathan D. Breul ( BREUL\_J ) (OMB)  
READ:26-JUN-1996 14:52:35.70

TO: Mathew C. Blum ( BLUM\_M ) (OMB)  
READ:26-JUN-1996 13:14:33.22

TEXT:

Please disregard the bill number, HR 2553, listed on LRM 4888. The Schwalb testimony does not relate to the Prison Inmate Training and Rehabilitation Act. There is no replacement bill.

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

CREATOR: Tracy F. Sisser ( SISSER\_T ) (WHO)

CREATION DATE/TIME:26-JUN-1996 14:47:19.10

SUBJECT: Securities litigation form letter

TO: Elena Kagan

( KAGAN\_E ) (WHO)

READ:26-JUN-1996 15:14:48.64

TEXT:

I am updating the form letter on securities litigation reform, and I understand from Jennifer Dudley that you must clear off on this language. This letter is based on an updated letter provided by Bruce Lindsey's office. Thank you.

-----  
Thank you for your advice on the subject of securities litigation reform.

My Administration fully supports securities litigation reform to end frivolous lawsuits and to ensure that investors receive the best possible information by reducing the litigation risk to companies making forward-looking statements.

As you probably know, I vetoed the securities litigation reform bill Congress sent to me. However, as I said in my veto message to Congress, I supported the need for reform and wanted one small, but important, change to the pleading rules to guarantee genuinely meritorious suits their day in court. The objections do not signal my opposition to private securities litigation reform, but reinforce my position for advocating the strongest and fairest possible reform.

Today we are in the middle of a critical debate about the role government plays in our society. My Administration continues to pursue what we were sent here to do -- to change the direction of the nation -- and we're making progress on that goal every day. As we work together to strengthen our economy and honor our values and our future, I encourage you to help ensure that we continue to lead America into the twenty-first century.

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

CREATOR: Anna M. Briatico ( BRIATICO\_A ) (OMB)

CREATION DATE/TIME:26-JUN-1996 15:39:22.00

SUBJECT: Reminder - Comments Due on LRM 4886 (HUD draft testimony on

TO: Jennifer C. Wagner ( WAGNER\_J ) (OMB)

READ:26-JUN-1996 15:49:51.66

TO: Joseph F. Lackey, Jr. ( LACKEY\_J ) (OMB)

READ:26-JUN-1996 17:06:49.97

TO: Kim H. Burke ( BURKE\_K ) (OMB)

READ:26-JUN-1996 15:39:43.72

TO: Courtney B. Timberlake ( TIMBERLAKE\_C ) (OMB)

READ:26-JUN-1996 16:05:43.25

TO: Winifred Y. Chang ( CHANG\_W ) (OMB)

READ:26-JUN-1996 17:09:12.54

TO: Rosalyn J. Rettman ( RETTMAN\_R ) (OMB)

READ:26-JUN-1996 15:43:52.61

TO: Norwood J. Jackson Jr ( JACKSON\_N ) (OMB)

READ:NOT READ

TO: Justine F. Rodriguez ( RODRIGUEZ\_J ) (OMB)

READ:26-JUN-1996 16:09:48.74

TO: Molly Brostrom ( BROSTROM\_M ) (WHO)

READ:26-JUN-1996 15:40:28.28

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:26-JUN-1996 16:30:06.52

TO: Ellen S. Seidman ( SEIDMAN\_E ) (OPD)

READ:26-JUN-1996 16:09:32.53

TO: Randolph M. Lyon ( LYON\_R ) (OMB)

READ:26-JUN-1996 16:33:26.21

TO: Mary C. Barth ( BARTH\_M ) (OMB)

READ:26-JUN-1996 15:55:46.88

CC: Janet R. Forsgren ( FORSGREN\_J ) (OMB)

READ:26-JUN-1996 16:15:00.09

CC: Francis S. Redburn ( REDBURN\_F ) (OMB)

READ:26-JUN-1996 15:57:27.50

CC: Adam Hoffberg ( HOFFBERG\_A ) (OMB)

READ:26-JUN-1996 15:42:00.44

TEXT:

Multifamily Portfolio Reengineering". Please forward any comments to me by no later than 3:45 p.m. Thanks.

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

CREATOR: Jeff P. Dailey ( DAILEY\_J ) (WHO)

CREATION DATE/TIME:26-JUN-1996 16:29:26.15

SUBJECT: thanks

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:26-JUN-1996 16:30:12.11

TEXT:

Thanks for your help on the short version of the product liability letter and for all of your other help on this matter.

Jeff

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

CREATOR: Timothy D. Johnson ( JOHNSON\_TD ) (OMB)

CREATION DATE/TIME:26-JUN-1996 16:57:09.81

SUBJECT: HR 3565 Violent Youth Predator Act

TO: Dennis Burke ( BURKE\_D ) (OPD)

READ:26-JUN-1996 18:02:36.68

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ:26-JUN-1996 18:03:20.48

TEXT:

Any Commets? The hearing is scheduled for 9:30am tommorrow morning. Thanks.

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

CREATOR: Dinah Bear ( BEAR\_D ) (CEQ)

CREATION DATE/TIME:27-JUN-1996 12:36:05.07

SUBJECT: salvage

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ: 2-JUL-1996 08:55:17.86

TEXT:

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

ATT CREATION TIME/DATE:27-JUN-1996 10:45:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Mark A. Weatherly

ATT SUBJECT: Process for USDA's draft Timber Salvage Directive

ATT TO: T J Glauthier ( GLAUTHIER\_T )

ATT TO: Ron Cogswell ( COGSWELL\_R )

ATT TO: Christine L. Nolin ( NOLIN\_CL )

ATT TO: Megan A. Ryan ( RYAN\_M )

ATT TO: Dinah Bear ( BEAR\_D )

ATT TO: Deborah L. Fine ( FINE\_D )

ATT TO: Ray Martinez ( MARTINEZ\_R )

ATT TO: Kris Balderston ( BALDERSTON\_K )

ATT TO: Alecia Ward ( WARD\_A )

TEXT:

USDA sees this announcement of the salvage directive as being made next Monday or Tuesday. They are not inclined to have it made while the Secretary is out West today and tomorrow, and they realize the press announcement and Q&A's will need some interagency vetting. Their preference is that the Secretary make the announcement. We may get a draft of their press release and Q&A's at the end of today, and will send it around for comment when we do.

I raised the issue of coordination with Democrats in Congress working on salvage bills. Anne Kennedy and Jim Lyons met last Friday with staff from Furse, Daschle, Wyden, Murray, Fazio, and Miller's office. They believe the directive now under review met their concerns, such as no more than 25% green timber component without further review.

Let us know by early afternoon if you have any comments on the draft directive, or other questions.

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

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

CREATOR: Dinah Bear ( BEAR\_D ) (CEQ)

CREATION DATE/TIME:27-JUN-1996 12:36:23.68

SUBJECT: salvage

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ: 2-JUL-1996 08:55:50.65

TEXT:

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

ATT CREATION TIME/DATE:27-JUN-1996 11:17:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Ray Martinez

ATT SUBJECT: RE: Process for USDA's draft Timber Salvage Directive

ATT TO: Mark A. Weatherly ( WEATHERLY\_M )

ATT CC: T J Glauthier ( GLAUTHIER\_T )

ATT CC: Ron Cogswell ( COGSWELL\_R )

ATT CC: Christine L. Nolin ( NOLIN\_CL )

ATT CC: Megan A. Ryan ( RYAN\_M )

ATT CC: Dinah Bear ( BEAR\_D )

ATT CC: Deborah L. Fine ( FINE\_D )

ATT CC: Kris Balderston ( BALDERSTON\_K )

ATT CC: Alecia Ward ( WARD\_A )

TEXT:

While I have no comments on the specifics of the directive, my concerns remain general:

(1) When we last met in T.J.'s office, I was looking for a rough percentage of how much timber, yet to be cut, would be affected by this directive. In other words, whether accurately or not, could the press say that, as a result of this directive, the administration is cutting back on it's goal of 4.3 billion board feet of timber by what%? Dinah had informed me that the percentage was roughly 15 - 20%. Does that still hold in light of the changes made to the directive over the past few days?

(2) I'm still unclear as to why we would not want to take advantage of our key surrogates on this issue -- Babbitt, Glickman, McGinty -- being out in the Northwest and "spinning" this to the administration's advantage. If we wait until next week, won't we have less control over what the regional press will say/write about this issue? Haven't we been working, over the past several weeks, towards making this announcement specifically when Sec. Glickman was to be in the Northwest?

(3) Finally, I just want to be sure that we have touched base with all relevant groups and people -- congressional (which it sounds like we have already done), labor and to a certain extent, constituencies. For example, have we considered

quietly speaking to someone over at the Sierra Club to see what reaction they will have to this directive?  
Those are my initial concerns.  
Thanks.

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

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

CREATOR: Dinah Bear ( BEAR\_D ) (CEQ)

CREATION DATE/TIME:27-JUN-1996 12:36:35.71

SUBJECT: salvage

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ: 2-JUL-1996 08:56:23.38

TEXT:

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

ATT CREATION TIME/DATE:27-JUN-1996 12:04:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Deborah L. Fine

ATT SUBJECT: RE: Process for USDA's draft Timber Salvage Directive

ATT TO: Mark A. Weatherly ( WEATHERLY\_M )

ATT CC: T J Glauthier ( GLAUTHIER\_T )

ATT CC: Ron Cogswell ( COGSWELL\_R )

ATT CC: Christine L. Nolin ( NOLIN\_CL )

ATT CC: Megan A. Ryan ( RYAN\_M )

ATT CC: Dinah Bear ( BEAR\_D )

ATT CC: Ray Martinez ( MARTINEZ\_R )

ATT CC: Kris Balderston ( BALDERSTON\_K )

ATT CC: Alecia Ward ( WARD\_A )

TEXT:

I have no new questions or comments on this directive beyond what Ray has said and beyond the questions I originally posed -- including a reassessment of what hits we might be taking. Thanks very much for your help. I'll look forward to the q's and the press statement.

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

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

CREATOR: Dinah Bear ( BEAR\_D ) (CEQ)

CREATION DATE/TIME:27-JUN-1996 12:37:53.84

SUBJECT: salvage

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ: 2-JUL-1996 08:56:53.13

TEXT:

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

ATT CREATION TIME/DATE:27-JUN-1996 11:50:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Dinah Bear

ATT SUBJECT: RE: Process for USDA's draft Timber Salvage Directive

ATT TO: Ray Martinez ( MARTINEZ\_R )

ATT CC: Mark A. Weatherly ( WEATHERLY\_M )

ATT CC: T J Glauthier ( GLAUTHIER\_T )

ATT CC: Ron Cogswell ( COGSWELL\_R )

ATT CC: Christine L. Nolin ( NOLIN\_CL )

ATT CC: Megan A. Ryan ( RYAN\_M )

ATT CC: Deborah L. Fine ( FINE\_D )

ATT CC: Kris Balderston ( BALDERSTON\_K )

ATT CC: Alecia Ward ( WARD\_A )

TEXT:

Ray - a few comments on your points:

1) The substance of the drafts really hasn't changed since our last meeting and wouldn't affect what I understood to be a 15-25% estimate of the impact of the remaining salvage program under the rider. But I don't think we have any further info. on the effects in various reasons. I did pass that request along.

2) For reasons I don't claim to fully understand, it was in fact not USDA's intent to release while the Secretary was in the Pac NW; au contraire, they always expressed interest in getting it out before or after. The reason I heard expressed relating to not wanting to take publicity away from the signing ceremony for Plum Creek Habitat Conservation Plan and other activities on the Secretary's agenda.

3) On vetting - there are a few items I need to check on or verify today, both in terms of Cong. staff and the labor call Jennifer wanted made.

On the enviro front, we have vetted it with NRDC and the Sierra Club Legal Defense Fund. Their view is that it does not represent the kind of significant policy changes that their community seeks

in the salvage program. Their first (rather unrealistic) suggestion was that it be sent out as an internal guidance only, since it seemed to them to reflect the kind of message the President sent out almost a year ago and would essentially be an admission that the FS hadn't followed that directive. Their second thought (along with some suggestions for word changes) was that it best be characterized as incremental step in the right direction - management control - but that to get the enviros excited and saying really positive things about this, something would have to be added in the way of a real policy shift (like no new roads.) USDA is not comfortable with adding that component. I do think the directive will do some on-the-ground good and actually stop some sales that haven't been offered yet but would be very controversial in, for example, California. But I don't think the enviros will be issuing press releases praising the President for this directive.

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

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

CREATOR: Leanne Johnson ( JOHNSON\_L ) (WHO)

CREATION DATE/TIME:28-JUN-1996 08:55:17.52

SUBJECT: TEAM Act letters

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ: 2-JUL-1996 08:57:22.59

TEXT:

Hi Elena,

I have received a few more letters regarding this Act. Per Jim Dorskind I should check with you to see about the response. Just let me know how to proceed.

Thanks.

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

CREATOR: Mark A. Weatherly ( WEATHERLY\_M ) (OMB)

CREATION DATE/TIME:28-JUN-1996 12:17:42.22

SUBJECT: USDA timber salvage directive - press release and Q&A's

TO: Dinah Bear ( BEAR\_D ) (CEQ)  
READ:28-JUN-1996 12:27:12.79

TO: Deborah L. Fine ( FINE\_D ) (OPD)  
READ:28-JUN-1996 14:47:00.78

TO: Kris Balderston ( BALDERSTON\_K ) (WHO)  
READ:28-JUN-1996 15:07:02.19

TO: Ray Martinez ( MARTINEZ\_R ) (WHO)  
READ:28-JUN-1996 12:40:22.32

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ: 2-JUL-1996 08:57:39.55

CC: Christine L. Nolin ( NOLIN\_CL ) (OMB)  
READ:28-JUN-1996 12:34:45.90

TEXT:

We will shortly be faxing you USDA's draft press release and Q&A's on the salvage directive. Based on our initial comments, USDA is revising the package and we hope to have a re-draft to send out by 1. One way or the other, we'll send out the package by 1:30. Because we're aiming to tee up this announcement for Monday - or Tuesday at the latest, we're asking for comments back by c.o.b. today if at all possible. Please let us know if this isn't possible. Thanks.

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

CREATOR: Christine L. Nolin ( NOLIN\_CL ) (OMB)

CREATION DATE/TIME:28-JUN-1996 14:34:45.79

SUBJECT: Salvage Directive Press Release and Q&As

TO: T J Glauthier ( GLAUTHIER\_T ) (OMB)  
READ: 1-JUL-1996 08:40:52.49

TO: Deborah L. Fine ( FINE\_D ) (OPD)  
READ:28-JUN-1996 14:52:09.68

TO: Ray Martinez ( MARTINEZ\_R ) (WHO)  
READ:28-JUN-1996 15:38:54.90

TO: Jennifer M. O'Connor ( OCONNOR\_J ) (WHO)  
READ:28-JUN-1996 15:46:54.16

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ: 2-JUL-1996 08:57:49.29

TO: Martha Foley ( FOLEY\_M ) (WHO)  
READ: 1-JUL-1996 09:32:47.83

TO: Kris Balderston ( BALDERSTON\_K ) (WHO)  
READ:28-JUN-1996 17:30:15.20

TO: Dinah Bear ( BEAR\_D ) (CEQ)  
READ:28-JUN-1996 14:38:54.94

TO: FAX (9514-0557, Peter Coppelman) ( TLXA1MAIL\_\F:9514-0557\C:Peter Coppelman\  
READ:NOT READ

CC: Ron Cogswell ( COGSWELL\_R ) (OMB)  
READ:28-JUN-1996 14:39:07.51

CC: Mark A. Weatherly ( WEATHERLY\_M ) (OMB)  
READ:28-JUN-1996 14:39:24.28

CC: Ruth D. Saunders ( SAUNDERS\_R ) (OMB)  
READ: 1-JUL-1996 11:08:34.92

CC: Megan A. Ryan ( RYAN\_M ) (OMB)  
READ: 1-JUL-1996 10:21:19.30

CC: Alecia Ward ( WARD\_A ) (OMB)  
READ:28-JUN-1996 16:07:20.23

TEXT:

I recently faxed you drafts of a press release and questions & answers regarding the salvage directive. Let me know if you haven't received them. Please review and respond to me with any changes or comments by COB today. Thanks very much.

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

CREATOR: Michael A. Fitzpatrick ( FITZPATRIC\_M ) (OMB)

CREATION DATE/TIME:28-JUN-1996 17:36:13.40

SUBJECT: EPA-NRC

TO: Kathleen M. Wallman ( WALLMAN\_KM ) (WHO)  
READ: 1-JUL-1996 09:45:21.39

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ: 2-JUL-1996 08:58:45.52

TEXT:

Sally's query about NRC attending an interagency meeting between EPA and Energy (hosted by Sally) may be moot. Evidently, the issues are being worked out at a staff level, making a policy meeting unnecessary. I'll let you both know if it's back on, as Sally may want to discuss further the issue of NRC's attendance (Kathy, I let Sally know of your initial skepticism).

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

CREATOR: Lyndell Hogan ( HOGAN\_L ) (OPD)

CREATION DATE/TIME: 1-JUL-1996 17:00:59.13

SUBJECT: Appropriations bills affecting women--text

TO: George Stephanopoulos ( STEPHANOPO\_G ) Autoforward to: Laura Capp  
READ: 1-JUL-1996 18:14:03.50

TO: Carol H. Rasco ( RASCO\_C ) (WHO)  
READ: 3-JUL-1996 13:39:46.54

TO: Nancy-Ann E. Min ( MIN\_N ) (OMB)  
READ: 1-JUL-1996 19:06:54.58

TO: Marilyn Yager ( YAGER\_M ) (WHO)  
READ: 2-JUL-1996 08:57:08.92

TO: Elizabeth E. Drye ( DRYE\_E ) (OPD)  
READ: 3-JUL-1996 10:31:14.94

TO: John P. Hart ( HART\_J ) (WHO)  
READ: 2-JUL-1996 11:20:43.55

TO: Katharine M. Button ( BUTTON\_K ) (WHO)  
READ: 8-JUL-1996 10:40:07.46

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ: 2-JUL-1996 09:01:03.26

TO: Karen L. Hancox ( HANCOX\_K ) (WHO)  
READ: 1-JUL-1996 17:24:02.23

TO: Jeremy D. Benami ( BENAMI\_J ) (WHO)  
READ: 1-JUL-1996 18:28:39.86

TO: Todd Stern ( STERN\_T ) (WHO)  
READ: 6-JUL-1996 13:39:28.13

TO: Betsy Myers ( MYERS\_B ) (WHO)  
READ: 1-JUL-1996 17:30:16.86

TO: Peter Jacoby ( JACOBY\_P ) (WHO)  
READ: 1-JUL-1996 17:18:02.51

TO: Martha Foley ( FOLEY\_M ) (WHO)  
READ: 2-JUL-1996 07:53:57.37

TEXT:

PRINTER FONT 14\_POINT\_COURIER  
M E M O R A N D U M

PRINTER FONT 12\_POINT\_COURIER  
To: Those Interested  
From: Lyn Hogan  
Domestic Policy Council

Date: July 1, 1996

PRINTER FONT 14\_POINT\_COURIER  
 Status of Appropriations and Other Legislation  
 Affecting Women  
 PRINTER FONT 12\_POINT\_COURIER  
 FY '97 Labor, Health and Human Services Appropriations

Human Embryo Research

? On June 25, 1996, during Committee mark

-up of the HHS/Labor

Appropriations bill, Reps. Dickey (R

-AZ) and Wicker (R

-MS)

offered an amendment to reinstate the ban on human embryo  
 research. The amendment passed 25

-20.

? Rep. Lowey (D

-NY) is expected to offer on the floor an  
 amendment to strike the ban and codify the NIH guidelines  
 which allowed research on extra embryos that were created  
 for in vitro fertilization, but did not allow the creation  
 of embryos solely for research. Rep. Lowey successfully  
 offered this amendment in the subcommittee mark

-up.

Abortion/Family Planning

The week of July 8 Rep. Istook (R

-OK) is expected to offer on the  
 floor the following amendments to the Labor/HHS appropriations  
 bill:

? An amendment allowing states to deny Medicaid coverage for  
 abortions to low

-income women who are victims of rape or  
 incest.

? An amendment that would prohibit Title X funds from being  
 used to provide services to teenagers without parental  
 consent. Those services include providing contraceptives as  
 well as testing for sexually transmitted diseases. States  
 would be allowed to opt out of the federal mandate but, in  
 doing so, would be required to enact new laws allowing  
 minors to consent to sensitive health services. Currently,  
 49 states have allows that allow minors to consent for  
 screening and treatment of sexually transmitted diseases and  
 23 states have laws allowing minors to consent for  
 contraceptive services.

FY '97 Treasury, Postal and General Government Operations  
 Appropriations bill

Abortion

? The week of July 8 Rep. Hoyer (D

□

-MD) is expected to offer on the floor an amendment to strike the restrictive language written into law in last years' appropriations bill, that prevents federal employees from selecting a health care plan that provides abortion coverage. Rep. Hoyer offered this amendment during committee debate. However, it failed  
16

□

-22.

FY '97 Foreign Operations Appropriations bill

Abortion/Family Planning

During subcommittee consideration of this appropriations bill, Sen. Leahy (D

□

-VF) offered an amendment striking the Mexico City Policy language (Mexico City language denies all funding for overseas family planning organizations that perform abortions or speak out about reproductive choice, even with private money, a policy Pres. Clinton reversed when he came into office) and striking funding cuts to population assistance programs attached by the House. The Leahy amendment also restores a separate account for population assistance within the development assistance programs and increases population assistance to \$410 million. The Leahy amendment passed 8

□

-5. Senate floor action is expected after the July 4 recess.

Welfare/Medicaid Legislation

On June 26 in the Senate Finance Committee, Sen. Chafee offered an amendment to strike from the welfare/Medicaid legislation language that permits states to deny coverage for abortion services except in the cases of life, rape or incest. The Chafee amendment failed 10

□

-10.

FDA and the Morning After Pill

After holding a hearing on Friday June 28, the FDA decided to publish in the Federal Register a notice that says ordinary oral contraceptives can be safely and effectively used as "morning after pills." However, because of concerns over liability litigation and anti

□

-abortion protests, no manufacturer has filed an application to market the pills specifically as "morning after pills." Without an application, the FDA cannot formally approve the new use. Instead, the FDA will use the Federal Register announcement to inform people of this use of birth control pills,

and will continue to hope a manufacturer applies.

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

CREATOR: Anna M. Briatico ( BRIATICO\_A ) (OMB)

CREATION DATE/TIME: 1-JUL-1996 17:16:54.42

SUBJECT: Reminder - Comments due on HUD draft testimony on Native

TO: David J. Haun ( HAUN\_D ) (OMB)  
READ: 1-JUL-1996 17:17:31.51

TO: Ellen S. Seidman ( SEIDMAN\_E ) (OPD)  
READ: 1-JUL-1996 18:15:18.18

TO: Molly Brostrom ( BROSTROM\_M ) (WHO)  
READ: 8-JUL-1996 10:54:56.92

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ: 2-JUL-1996 09:01:14.97

CC: Janet R. Forsgren ( FORSGREN\_J ) (OMB)  
READ: 1-JUL-1996 17:55:57.12

CC: Francis S. Redburn ( REDBURN\_F ) (OMB)  
READ: 1-JUL-1996 17:22:58.67

CC: Moon T. Tran ( TRAN\_M ) (OMB)  
READ: 1-JUL-1996 17:17:27.54

TEXT:

Hawaiians. Please forward your comments on LRM 4912 by COB today.  
Thanks.

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

CREATOR: Cheryl L Sweitzer ( SWEITZER\_C ) (WHO)

CREATION DATE/TIME: 2-JUL-1996 12:02:20.65

SUBJECT: meeting on Indian Gaming

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ: 2-JUL-1996 13:23:43.46

TEXT:

Jack is meeting on Monday with Bob Nash, Liz Montoya, and Kathy Wallman at the request of Mr. Nash, to discuss Indian Gaming. The meeting will be at 2:00 - I assume you should be there.

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

CREATOR: Anna M. Briatico ( BRIATICO\_A ) (OMB)

CREATION DATE/TIME: 2-JUL-1996 14:45:15.14

SUBJECT: FYI - Dept. of Labor reaction to Justice Letter on H.R. 1227

TO: Mary I. Cassell ( CASSELL\_M ) (OMB)  
READ: 2-JUL-1996 15:23:12.05

TO: Barry White ( WHITE\_B ) (OMB)  
READ: 2-JUL-1996 18:05:56.47

TO: Larry R. Matlack ( MATLACK\_L ) (OMB)  
READ: 2-JUL-1996 16:07:20.08

TO: Janet L. Himler ( HIMLER\_J ) (OMB)  
READ: 2-JUL-1996 14:45:32.80

TO: Robert G. Damus ( DAMUS\_R ) (OMB)  
READ: 2-JUL-1996 14:57:18.19

TO: Jonathan Orszag ( ORSZAG\_J ) (OPD)  
READ: 2-JUL-1996 14:46:48.57

TO: Jennifer M. O'Connor ( OCONNOR\_J ) (WHO)  
READ: 2-JUL-1996 15:20:33.27

TO: Tracey E. Thornton ( THORNTON\_T ) (WHO)  
READ: 2-JUL-1996 15:09:44.66

TO: Jill M. Blickstein ( BLICKSTEIN\_J ) (OMB)  
READ: 2-JUL-1996 14:51:41.94

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ: 2-JUL-1996 14:59:39.50

TO: Elisa M. Millsap ( MILLSAP\_E ) (WHO)  
READ: 2-JUL-1996 14:53:11.84

CC: Janet R. Forsgren ( FORSGREN\_J ) (OMB)  
READ: 2-JUL-1996 14:56:08.10

CC: James C. Murr ( MURR\_J ) (OMB)  
READ: 2-JUL-1996 14:46:53.61

TEXT:

FYI - The Department of Labor opposes clearing the Justice letter on H.R. 1227 (Portal-to-Portal Act). Labor believes that we should not try to "fix" a bill that the Administration strongly opposes.

Reminder -- please send your comments (and reactions to Labor's views) on LRM 4923 to me by 4 p.m. today. Thanks.

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

CREATOR: James A. Brown ( BROWN\_JA ) (OMB)

CREATION DATE/TIME: 2-JUL-1996 16:10:55.19

SUBJECT: Railroad liability questions

TO: Elena Kagan ( KAGAN\_E ) (WHO)

READ: 2-JUL-1996 16:55:02.09

TEXT:

DOT reports that they are being pressed to respond to the two remaining Rail Safety questions relating to liability caps. You had indicated that you wanted to talk with the author of these responses (Bill Fashouer, 366-0616). Sorry to bug you about this--I realize you have a million other things to do.

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

CREATOR: Jennifer M. O'Connor ( OCONNOR\_J ) (WHO)

CREATION DATE/TIME: 2-JUL-1996 19:44:27.11

SUBJECT: pls get me your comments -- thanks

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ: 3-JUL-1996 08:57:52.97

TEXT:

=====  
ATTACHMENT 1  
ATT CREATION TIME/DATE: 2-JUL-1996 17:04:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Jennifer M. O'Connor

ATT SUBJECT: TEAM Act memo

ATT TO: John Hilley ( HILLEY\_J )

ATT TO: John C. Angell ( ANGELL\_J )

ATT TO: Gene B. Sperling ( SPERLING\_G )

ATT TO: Tracey E. Thornton ( THORNTON\_T )

ATT CC: Elisa M. Millsap ( MILLSAP\_E )

ATT CC: Jason S. Goldberg ( GOLDBERG\_JS )

TEXT:

Attached is a draft TEAM Act memo. It tries to incorporate Gene's and John's comments and has a one page summary on top. Please get me John Hilley's and any other comments as soon as you can. Harold is also reviewing it. I presume that if it is necessary, this memo will be put before the President by the end of this week by Harold and those of you who also want to be part of the discussion. I personally want to be done with it by 5pm tomorrow so I can leave for a little break. Thanks.

=====  
END ATTACHMENT 1

=====  
ATTACHMENT 2  
ATT CREATION TIME/DATE: 2-JUL-1996 17:04:00.00

ATT BODYPART TYPE:p

ATT CREATOR: Jennifer M. O'Connor

TEXT:

PRINTER FONT 12\_POINT\_COURIER  
The Paperwork Reduction Act of 1995

OMB Control Number: ###-###  
Expiration Date: ##\##\##

The information is being collected to assist States in locating

noncustodial parents residing in other States. This information will be used with a match with cases currently certified for Federal tax refund offset as well as a match with cases currently in locate status within the Federal Parent Locate Service. Estimated total annual burden hours is 200 hours. Responses to this information collection are voluntary.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

===== END ATTACHMENT 2 =====

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

CREATOR: Dinah Bear ( BEAR\_D ) (CEQ)

CREATION DATE/TIME: 2-JUL-1996 23:08:02.26

SUBJECT: TIMBER MEETING CANCELLED - JULY 9th

TO: Thomas C. Jensen ( JENSEN\_T ) (CEQ)  
READ: 3-JUL-1996 07:49:00.23

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:NOT READ

TO: Ron Cogswell ( COGSWELL\_R ) (OMB)  
READ: 3-JUL-1996 08:08:41.04

TO: Mark A. Weatherly ( WEATHERLY\_M ) (OMB)  
READ: 2-JUL-1996 23:43:48.28

TO: Christine L. Nolin ( NOLIN\_CL ) (OMB)  
READ: 3-JUL-1996 09:36:54.39

TO: Elena Kagan ( KAGAN\_E ) (WHO)  
READ: 3-JUL-1996 09:43:33.64

TO: Martha Foley ( FOLEY\_M ) (WHO)  
READ: 3-JUL-1996 14:52:14.50

TO: Kris Balderston ( BALDERSTON\_K ) (WHO)  
READ:15-JUL-1996 09:38:01.83

TO: Jennifer M. O'Connor ( OCONNOR\_J ) (WHO)  
READ: 3-JUL-1996 08:09:14.70

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  
READ: 3-JUL-1996 10:10:20.03

( SAUNDERS\_R ) (OMB)

TO: Remote Addressee  
READ:NOT READ

( TLXA1MAIL\_\F:915033266254\C:Tom Tuchman\\

TO: FAX (92083877,Bob Baum)  
READ:NOT READ

( TLXA1MAIL\_\F:92083877\C:Bob Baum\\ )

TO: FAX (95640070,Richard Sanderson)  
READ:NOT READ

( TLXA1MAIL\_\F:95640070\C:Richard Sanderson

TO: FAX (9-208-6916,Gerry Jackson)  
READ:NOT READ

( TLXA1MAIL\_\F:9-208-6916\C:Gerry Jackson\\

TEXT:

The usual interagency/EOP forest meeting for Tuesday, July 9th,  
will NOT BE HELD. Both Tom and I will be out of town.  
Hope everyone has a happy fourth!