

NLWJC - KAGAN

EMAILS RECEIVED

ARMS - BOX 057 - FOLDER -004

[12/11/1996-12/19/1996]

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Jeremy Benami to Kenneth Apfel et al. Subject: verification/means tested [partial] (1 page)	12/13/1996	P6/b(6)
002. email	Jeremy Benami to Diana Fortuna et al. Subject: verification/means tested [partial] (1 page)	12/13/1996	P6/b(6)
003. email	Cheryl Sweitzer to Elena Kagan. Subject: Departing (1 page)	12/19/1996	Personal Misfile

COLLECTION:

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

FOLDER TITLE:

[12/11/1996 - 12/19/1996]

2009-1006-F
ke703

RESTRICTION CODES

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

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

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

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

RR. Document will be reviewed upon request.

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

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

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Todd Stern (CN=Todd Stern/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:11-DEC-1996 12:29:11.00

SUBJECT: give me a call

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

READ:UNKNOWN

TEXT:

I'll give you an update on Prop. 209 (my judgment is emphatically not shared upstairs) and you can give me one on where Daschle is on late-terms.

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

CREATOR: Jeremy D. Benami (BENAMI_J) (WHO)

CREATION DATE/TIME:11-DEC-1996 17:46:59.48

SUBJECT: technicals

TO: Carol H. Rasco (RASCO_C) (WHO)

READ:11-DEC-1996 17:51:03.11

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

READ:12-DEC-1996 09:49:58.13

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

READ:12-DEC-1996 09:32:10.37

TO: Pauline M. Abernathy (ABERNATHY_P) (OPD)

READ:11-DEC-1996 20:47:38.21

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Addressee

READ:NOT READ

TO: Emily Bromberg (BROMBERG_E) Autoforward to: Remote Addressee

READ:NOT READ

TO: Deborah L. Fine (FINE_D) (OPD)

READ:11-DEC-1996 17:47:10.41

TO: Janet Murguia (MURGUIA_J) Autoforward to: Remote Addressee

READ:NOT READ

TO: Kenneth S. Apfel (APFEL_K) Autoforward to: Remote Addressee

READ:NOT READ

TEXT:

We have movement on the technicals package.

OMB clearance is now nearly finalized. The Cuban/Haitian fix will be included. Hilley has agreed to allow the package to go to the Hill on Monday.

HHS is sending over a rollout plan and talking points in the morning. I will circulate that to interested WH offices asap.

Thanks, everyone, for the help in moving this forward.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: BENAMI_J@A1@CD@LNGTWY (BENAMI_J@A1@CD@LNGTWY [EOP]) (WHO)

CREATION DATE/TIME:11-DEC-1996 17:54:02.00

SUBJECT: technicals

TO: ABERNATHY_P@A1@CD@LNGTWY (ABERNATHY_P@A1@CD@LNGTWY [EOP]) (OPD)

READ:UNKNOWN

TO: REED_B@A1@CD@LNGTWY (REED_B@A1@CD@LNGTWY [EOP]) (WHO)

READ:UNKNOWN

TO: Kenneth S. Apfel@eop (Kenneth S. Apfel@eop [OMB])

READ:UNKNOWN

TO: Emily Bromberg@eop (Emily Bromberg@eop [WHO])

READ:UNKNOWN

TO: FINE_D@A1@CD@LNGTWY (FINE_D@A1@CD@LNGTWY [EOP]) (OPD)

READ:UNKNOWN

TO: FORTUNA_D@A1@CD@LNGTWY (FORTUNA_D@A1@CD@LNGTWY [EOP]) (OPD)

READ:UNKNOWN

TO: RASCO_C@A1@CD@LNGTWY (RASCO_C@A1@CD@LNGTWY [EOP]) (WHO)

READ:UNKNOWN

TO: Janet Murguia@eop (Janet Murguia@eop [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

We have movement on the technicals package.

OMB clearance is now nearly finalized. The Cuban/Haitian fix
will

be included. Hilley has agreed to allow the package to go to the
Hill on Monday.

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morning. I will circulate that to interested WH offices asap.

Thanks, everyone, for the help in moving this forward.

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

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

CREATION DATE/TIME:12-DEC-1996 11:54:34.35

SUBJECT: New York state TANF plan

TO: Carol H. Rasco (RASCO_C) (WHO)

READ:12-DEC-1996 15:00:40.43

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

READ:12-DEC-1996 12:36:14.24

TO: Jeremy D. Benami (BENAMI_J) (WHO)

READ:12-DEC-1996 11:57:05.26

TO: Keith J. Fontenot (FONTENOT_K) Autoforward to: Remote Addre

READ:NOT READ

TO: Alison E. Bracewell (BRACEWELL_A) Autoforward to: Remote Addr

READ:NOT READ

TO: Emily Bromberg (BROMBERG_E) Autoforward to: Remote Addre

READ:NOT READ

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse

READ:NOT READ

CC: Cathy R. Mays (MAYS_C) (OPD)

READ:12-DEC-1996 11:57:33.70

TEXT:

HHS has almost resolved the New York state tanf plan certification. New York (Bryan Wing) sent HHS an outraged, angry letter, but it included a sentence on the state's intention to comply with the time limits that essentially satisfies HHS's concerns and allows them to offer NY the same deal we offered California. As a result, HHS is anxious to wrap this up and certify the state's plan as complete. This will happen as soon as later today or tomorrow. I will assume you don't have a problem with this unless you let me know.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: FORTUNA_D@A1@CD@LNGTWY (FORTUNA_D@A1@CD@LNGTWY [EOP]) (OPD)

CREATION DATE/TIME:12-DEC-1996 11:58:28.00

SUBJECT: New York state TANF plan

TO: REED_B@A1@CD@LNGTWY (REED_B@A1@CD@LNGTWY [EOP]) (WHO)

READ:UNKNOWN

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

READ:UNKNOWN

TO: Alison E. Bracewell@eop (Alison E. Bracewell@eop [WHO])

READ:UNKNOWN

TO: BENAMI_J@A1@CD@LNGTWY (BENAMI_J@A1@CD@LNGTWY [EOP]) (WHO)

READ:UNKNOWN

TO: RASCO_C@A1@CD@LNGTWY (RASCO_C@A1@CD@LNGTWY [EOP]) (WHO)

READ:UNKNOWN

TO: Emily Bromberg@eop (Emily Bromberg@eop [WHO])

READ:UNKNOWN

TO: Keith J. Fontenot@eop (Keith J. Fontenot@eop [OMB])

READ:UNKNOWN

CC: MAYS_C@A1@CD@LNGTWY (MAYS_C@A1@CD@LNGTWY [EOP]) (OPD)

READ:UNKNOWN

TEXT:

HHS has almost resolved the New York state tanf plan certification. New York (Bryan Wing) sent HHS an outraged, angry letter, but it included a sentence on the state's intention to comply with the time limits that essentially satisfies HHS's concerns and allows them to offer NY the same deal we offered California. As a result, HHS is anxious to wrap this up and certify the state's plan as complete. This will happen as soon

as

later today or tomorrow. I will assume you don't have a problem with this unless you let me know.

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

CREATOR: Leanne A. Shimabukuro (SHIMABUKUR_L) (OPD)

CREATION DATE/TIME:12-DEC-1996 16:26:38.54

SUBJECT: meeting with NGA on Indian gaming

TO: Elena Kagan

(KAGAN_E) Autoforward to: Remote Addressee

READ:NOT READ

TEXT:

NGA has contacted me to meet on the Indian gaming issue. Per your suggestion, I contacted Emily Bromberg and Marcia Hale. I only heard back from Emily who said she did not need to be in the meeting, but that I should check with you if the meeting is permissible.

I informed the NGA contact that I would be unable to comment on their position, but she could give me a short presentation.

Please advise if this is allowable in light of the rulemaking. Thank you!!

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elisa Millsap (CN=Elisa Millsap/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:17-DEC-1996 11:10:38.00

SUBJECT: Campaign Finance Reform

TO: Douglas B. Sosnik (CN=Douglas B. Sosnik/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: David R Thomas (CN=David R Thomas/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

TO: Thurgood Marshall Jr. (CN=Thurgood Marshall Jr./O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

TO: James P. Weber (CN=James P. Weber/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Gregory C. Simon (CN=Gregory C. Simon/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

TO: Michael B. Feldman (CN=Michael B. Feldman/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

TO: REED_B (REED_B @ A1 @ CD @ LNGTWY [EOP]) (WHO)

READ:UNKNOWN

TO: Peter G. Jacoby (CN=Peter G. Jacoby/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TO: ICKES_H (ICKES_H @ A1 @ CD @ LNGTWY [EOP]) (WHO)

READ:UNKNOWN

CC: Daniel E. Bernal (CN=Daniel E. Bernal/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

CC: MAYS_C (MAYS_C @ A1 @ CD @ LNGTWY [EOP]) (OPD)

READ:UNKNOWN

CC: Cheryl L. Sweitzer (CN=Cheryl L. Sweitzer/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

CC: Kristin A. Schneeman (CN=Kristin A. Schneeman/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

CC: PINTO_D (PINTO_D @ A1 @ CD @ LNGTWY [EOP]) (WHO)

READ:UNKNOWN

CC: John O. Sutton (CN=John O. Sutton/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:

There is a campaign finance reform meeting in John's office tomorrow from 12:30 p.m. to 2:00 p.m.. Common Cause folks will be in attendance. Please let me know if you will be unable to attend. Thank you.

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

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

CREATION DATE/TIME:17-DEC-1996 11:15:09.03

SUBJECT: Elena, are you coming to these meetings today?

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Addressse
READ:NOT READ

TO: Jeremy D. Benami (BENAMI_J) (WHO)
READ:17-DEC-1996 11:20:08.79

TEXT:

I hope so....

Jeremy, are you running the meetings in Steve's absence?
Also, on the bucket: Elena, have you looked at HHS's new interpretation to see if this is it? (Of course, I assume this still hinges on the budget question, which I assume gets settled later this week.)

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

ATT CREATION TIME/DATE:13-DEC-1996 15:46:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Stephen C. Warnath

ATT SUBJECT: Tuesday meetings

ATT TO: Elena Kagan (KAGAN_E)

ATT CC: Jeremy D. Benami (BENAMI_J)

ATT CC: Diana M. Fortuna (FORTUNA_D)

TEXT:

Elena -- I left you a long voice mail about having two follow-up meetings: First, a meeting on the charitable organizations definition at 2pm Tuesday in rm 211. Second, federal public benefits definition at 4pm Tuesday in rm 211. For charitable organizations, we want to decide how best to handle this in the guidance. Right now the agencies are just identifying various interpretations based upon some legislative drafting ambiguity and the lack of preciseness of what constitutes a charitable organization. They haven't bitten the bullet to recommend a course of action here. The agencies who care about this were asked to firm up their legal analysis of options for Tuesday's meeting. We have also received a memo from the Georgetown Law Center and and Catholic Charities today that sets out some legal/policy issues to consider and we need to get that to you to look over. On federal public benefits, DOJ and HHS have been working on this. We also have a memo prepared pro bono by Arnold & Porter that is worth looking at -- Randy Moss has a copy of this that he can provide to you. It looks like we may end up with a preliminary definition that will be refined and supplemented later. HHS in particular has been exploring this option. This meeting is to make some decisions and wrap this up.

I have asked Hayashi and OLC to be prepared to assist make sure these meetings unfold in a productive way.

On timing: I continued a hard line on the need to do this for January 1st in today's meeting. But there is no way this is going to be cleared and ready for a proper release by that time, in my opinion. And the problem is that if this is not done right we will contribute to the problem and raise the level of anxiety, confusion, and uncertainty. INS observed that we have already been tolerating the possibility of verification proceeding without federal guidance, so we should be willing to allow two weeks into January to do this right. HHS noted that getting this finalized and cleared and doing the necessary preparing for release (Q & As or whatever) -- especially with many sensitive issues -- during the Christmas week is an impossibility. Obviously some drafting continues into next week. We will meet with some outside groups at the end of next week for further input that will certainly require some additional thinking. Then many crucial people leave for all parts of the country. I am raising this so that you all might have a discussion about how this should be handled at this point.
Thanks.

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

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elisa Millsap (CN=Elisa Millsap/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:17-DEC-1996 12:30:48.00

SUBJECT:

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

READ:UNKNOWN

TO: Peter G. Jacoby (CN=Peter G. Jacoby/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Douglas B. Sosnik (CN=Douglas B. Sosnik/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Erskine B. Bowles (CN=Erskine B. Bowles/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TO: James P. Weber (CN=James P. Weber/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TO: REED_B (REED_B @ A1 @ CD @ LNGTWY [EOP]) (WHO)

READ:UNKNOWN

TO: ICKES_H (ICKES_H @ A1 @ CD @ LNGTWY [EOP]) (WHO)

READ:UNKNOWN

TO: PALMIERI_J (PALMIERI_J @ A1 @ CD @ LNGTWY [EOP]) (WHO)

READ:UNKNOWN

CC: PINTO_D (PINTO_D @ A1 @ CD @ LNGTWY [EOP]) (WHO)

READ:UNKNOWN

CC: MAYS_C (MAYS_C @ A1 @ CD @ LNGTWY [EOP]) (OPD)

READ:UNKNOWN

CC: John O. Sutton (CN=John O. Sutton/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

CC: Daniel E. Bernal (CN=Daniel E. Bernal/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

CC: Cheryl L. Sweitzer (CN=Cheryl L. Sweitzer/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

CC: Angus S. King (CN=Angus S. King/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TEXT:

There is a campaign finance reform meeting in the Oval on Thursday, December 19, from 3:30 p.m. to 4 p.m.

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

CREATOR: Jeremy D. Benami (BENAMI_J) (WHO)

CREATION DATE/TIME:17-DEC-1996 13:55:45.17

SUBJECT: OMB reactions

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

READ:18-DEC-1996 20:02:09.73

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Addressee

READ:NOT READ

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

READ:17-DEC-1996 13:56:37.68

TEXT:

wanted to share this note with you.

I guess they don't see this getting settled this afternoon. I was sort of hoping it might.

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

ATT CREATION TIME/DATE:17-DEC-1996 12:41:00.00

ATT BODYPART TYPE:E

ATT CREATOR: Stacy L. Dean

ATT SUBJECT: This afternoon's meetings

ATT TO: BENAMI_J (BENAMI_J@A1@CD)

ATT CC: Jack A. Smalligan (Jack A. Smalligan@EOP@LNGTWY@EOPMRX)

ATT CC: Keith J. Fontenot (Keith J. Fontenot@EOP@LNGTWY@EOPMRX)

ATT CC: Barry White (Barry White@EOP@LNGTWY@EOPMRX)

TEXT:

Message Creation Date was at 17-DEC-1996 12:41:00

Jack and I are stuck working out appeal issues this afternoon and we won't be able to attend the meetings. Sorry about that, Ken is interested in these issues and does want to be involved. I just wanted to leave two thoughts with you for the meetings:

First, on the issue of charitable institutions. Jack and I have been discussing this one and what the exemption should mean. We agreed with HHS that a charitable hospital might provide services without doing an immigration status check and then later be unable to seek reimbursement from the Medicaid. That was the case under prior law too. Many hospitals provided services to illegals and then later discovered that the individual does not qualify for Medicaid, leaving the hospital with no federal reimbursement.

The question is whether the charitable institution exemption should be read to mean that the hospital or foster care provider can be reimbursed for these services after the fact. Jack and I haven't settled the question amongst ourselves. However, we do feel that there is a difference between a non-profit hospital seeking reimbursement for Medicaid and a non-profit clinic operating with a grant providing public health benefits ability to check for status. It

is this distinction that may drive the final resolution. I don't think this one will get settled right away.

Second, I am curious whether HHS and the agencies plan to propose a definition of "federal public benefits" equal to or very similar to "federal means tested benefits". I don't think that is reasonable or practical. Please keep your eye out for this one.

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

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Cheryl L. Sweitzer (CN=Cheryl L. Sweitzer/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:16-DEC-1996 11:05:53.00

SUBJECT:

TO: KAGAN_E (KAGAN_E @ A1 @ CD @ LNGTWY [EOP]) (WHO)

READ:UNKNOWN

TEXT:

I know this is the least of your cares; however, who do you think will be attending the welfare reform meeting for Jack once you've gone ... that is, of course, if you insist on leaving (I'm still holding out hope)!

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Peter G. Jacoby (CN=Peter G. Jacoby/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:16-DEC-1996 11:54:12.00

SUBJECT: Elena, Please call me about the 12:30pm mtg Peter J 66620

TO: ELENA (Pager) #KAGAN (ELENA (Pager) #KAGAN [UNKNOWN])

READ:UNKNOWN

TEXT:

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

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

CREATION DATE/TIME:16-DEC-1996 13:28:04.01

SUBJECT: Notices to legal aliens on SSI

TO: Kenneth S. Apfel (APFEL_K) Autoforward to: Remote Addressee
READ:NOT READ

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Addressee
READ:NOT READ

TO: Jeremy D. Benami (BENAMI_J) (WHO)
READ:16-DEC-1996 15:02:50.21

CC: Jack A. Smalligan (SMALLIGAN_J) Autoforward to: Remote Addr
READ:NOT READ

TEXT:

We need to make sure we are comfortable with SSA's plan to give information on naturalization to legal aliens at risk of losing SSI.

SSA needs our comments on their approach TODAY in order to meet a printing deadline so that they can meet the law's deadline for getting notices to beneficiaries.

I sent you all copies. Warnath signed off.

I think they have a good approach. SSA proposes to include with the notice itself a one-page fact sheet from the INS on "How to Become a U.S. Citizen". It is strictly a fact-oriented piece. The draft SSA notice itself says, "If you want to know more about becoming a US citizen, see the information on the enclosed INS fact sheet...."

What other WH offices, if any, do you think we need to alert to this?

Please let me know today if you have comments on this. Otherwise, I will tell SSA we have no comments at the end of the day.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: FORTUNA_D@A1@CD@LNGTWY (FORTUNA_D@A1@CD@LNGTWY [EOP]) (OPD)

CREATION DATE/TIME:16-DEC-1996 13:35:41.00

SUBJECT: Notices to legal aliens on SSI

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

READ:UNKNOWN

TO: BENAMI_J@A1@CD@LNGTWY (BENAMI_J@A1@CD@LNGTWY [EOP]) (WHO)

READ:UNKNOWN

TO: Kenneth S. Apfel@eop (Kenneth S. Apfel@eop [OMB])

READ:UNKNOWN

CC: Jack A. Smalligan@eop (Jack A. Smalligan@eop [OMB])

READ:UNKNOWN

TEXT:

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RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: FORTUNA_D@A1@CD@LNGTWY (FORTUNA_D@A1@CD@LNGTWY [EOP])

CREATION DATE/TIME:16-DEC-1996 13:35:57.00

SUBJECT: Notices to legal aliens on SSI

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

READ:UNKNOWN

TO: BENAMI_J@A1@CD@LNGTWY (BENAMI_J@A1@CD@LNGTWY [EOP])

READ:UNKNOWN

TO: Kenneth S. Apfel@eop (Kenneth S. Apfel@eop [OMB])

READ:UNKNOWN

CC: Jack A. Smalligan@eop (Jack A. Smalligan@eop [OMB])

READ:UNKNOWN

TEXT:

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I will tell SSA we have no comments at the end of the day.

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

CREATOR: Dinah Bear (BEAR_D) (CEQ)

CREATION DATE/TIME:14-DEC-1996 14:46:23.43

SUBJECT: Meeting agenda

TO: Kris Balderston (BALDERSTON_K) Autoforward to: Remote Add
READ:NOT READ

TO: Ron Cogswell (COGSWELL_R) Autoforward to: Remote Addre
READ:NOT READ

TO: Martha Foley (FOLEY_M) (WHO)
READ:16-DEC-1996 09:34:48.85

TO: Thomas C. Jensen (JENSEN_T) (CEQ)
READ:16-DEC-1996 13:10:41.91

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Addresse
READ:NOT READ

TO: Christine L. Nolin (NOLIN_CL) (OMB)
READ:NOT READ

TO: Jennifer M. O'Connor (OCONNOR_J) (WHO)
READ:NOT READ

TO: Ruth D. Saunders (SAUNDERS_R) Autoforward to: Remote Addre
READ:NOT READ

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

TO: Remote Addressee (TLXA1MAIL_\F:95140557\C:Peter Coppelman\\)
READ:NOT READ

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

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

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

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

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

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

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

TO: FAX (9-208-6916, Gerry Jackson) (TLXA1MAIL_\F:9-208-6916\C:Gerry Jackson\\)

READ:NOT READ

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

TO: FAX (9-301-713-0658,Jason Patlis) (TLXA1MAIL_\F:9-301-713-0658\C:Jason Patli
READ:NOT READ

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

TO: Mark A. Weatherly (WEATHERLY_M) (OMB)
READ:15-DEC-1996 22:38:55.85

TO: David J. Rostker (ROSTKER_D) Autoforward to: Remote Addres
READ:NOT READ

TO: FAX (9-514-4231,Jeremy Heep) (TLXA1MAIL_\F:9-514-4231\C:Jeremy Heep\\)
READ:NOT READ

TEXT:

There will be a meeting of the regular interagency/EOP timber group on Tuesday, December 17th, in the CEQ conference room at 722 Jackson Place, N.W. The agenda will include:

1. Policy regarding remaining salvage sales.
2. Update on settlement of alternative timber sales.
3. New information: status of analysis and discussion of decision points
4. Update on interagency salvage report follow-up.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: BEAR_D@A1@CD@LNGTWY (BEAR_D@A1@CD@LNGTWY [EOP]) (CEQ)

CREATION DATE/TIME:14-DEC-1996 14:48:40.00

SUBJECT: Meeting agenda

TO: WEATHERLY_M@A1@CD@LNGTWY (WEATHERLY_M@A1@CD@LNGTWY [EOP]) (OMB)
READ:UNKNOWN

TO: TLXA1MAIL_\F:9-301-713-0658\C:JASON PATLIS\\@A1@CD@LNGTWY (TLXA1MAIL_\F:9-301-7
READ:UNKNOWN

TO: TLXA1MAIL_\F:9-208-6916\C:GERRY JACKSON\\@A1@CD@LNGTWY (TLXA1MAIL_\F:9-208-6916
READ:UNKNOWN

TO: TLXA1MAIL_\F:97204732\C:MARK GAEDE\\@A1@CD@LNGTWY (TLXA1MAIL_\F:97204732\C:MARK
READ:UNKNOWN

TO: TLXA1MAIL_\F:92083877\C:BOB BAUM\\@A1@CD@LNGTWY (TLXA1MAIL_\F:92083877\C:BOB BA
READ:UNKNOWN

TO: TLXA1MAIL_\F:95640070\C:RICHARD SANDERSON\\@A1@CD@LNGTWY (TLXA1MAIL_\F:95640070
READ:UNKNOWN

TO: TLXA1MAIL_\F:95140557\C:PETER COPPELMAN\\@A1@CD@LNGTWY (TLXA1MAIL_\F:95140557\C
READ:UNKNOWN

TO: NOLIN_CL@A1@CD@LNGTWY (NOLIN_CL@A1@CD@LNGTWY [EOP]) (OMB)
READ:UNKNOWN

TO: FOLEY_M@A1@CD@LNGTWY (FOLEY_M@A1@CD@LNGTWY [EOP]) (WHO)
READ:UNKNOWN

TO: Ruth D. Saunders@EOP (Ruth D. Saunders@EOP [OMB])
READ:UNKNOWN

TO: Ronald M. Cogswell@eop (Ronald M. Cogswell@eop [OMB])
READ:UNKNOWN

TO: TLXA1MAIL_\F:9-514-4231\C:JEREMY HEEP\\@A1@CD@LNGTWY (TLXA1MAIL_\F:9-514-4231\C
READ:UNKNOWN

TO: TLXA1MAIL_\F:92085242\C:NANCY HAYES\\@A1@CD@LNGTWY (TLXA1MAIL_\F:92085242\C:NAN
READ:UNKNOWN

TO: TLXA1MAIL_\F:915033266254\C:TOM TUCHMAN\\@A1@CD@LNGTWY (TLXA1MAIL_\F:9150332662
READ:UNKNOWN

TO: TLXA1MAIL_\F:9-720-4732\C: JIM LYONS\\@A1@CD@LNGTWY (TLXA1MAIL_\F:9-720-4732\C:
READ:UNKNOWN

TO: TLXA1MAIL_\F:92191792\C:KRIS CLARK\\@A1@CD@LNGTWY (TLXA1MAIL_\F:92191792\C:KRIS
READ:UNKNOWN

TO: TLXA1MAIL_\F:96902730\C:MIKE GIPPERT\\@A1@CD@LNGTWY (TLXA1MAIL_\F:96902730\C:MI
READ:UNKNOWN

TO: TLXA1MAIL_\F:9-482-6318\C: DOUG HALL\\@A1@CD@LNGTWY (TLXA1MAIL_\F:9-482-6318\C:

READ:UNKNOWN

TO: TLXAIMAIL_\F:97205437\C:ANNE KENNEDY\\@A1@CD@LNGTWY (TLXAIMAIL_\F:97205437\C:AN
READ:UNKNOWN

TO: JENSEN_T@A1@CD@LNGTWY (JENSEN_T@A1@CD@LNGTWY [EOP]) (CEQ)
READ:UNKNOWN

TO: David Rostker@eop (David Rostker@eop [OMB])
READ:UNKNOWN

TO: Elena Kagan@eop (Elena Kagan@eop [WHO])
READ:UNKNOWN

TO: Kris M Balderston@EOP (Kris M Balderston@EOP [WHO])
READ:UNKNOWN

TEXT:

There will be a meeting of the regular interagency/EOP timber group on Tuesday, December 17th, in the CEQ conference room at 722 Jackson Place, N.W. The agenda will include:

1. Policy regarding remaining salvage sales.
2. Update on settlement of alternative timber sales.
3. New information: status of analysis and discussion of decision points
4. Update on interagency salvage report follow-up.

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

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

CREATION DATE/TIME:13-DEC-1996 11:56:16.98

SUBJECT: SSI/Medicaid "bucket"

TO: Nancy-Ann E. Min (MIN_N) Autoforward to: Remote Addressee
READ:NOT READ

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Addressee
READ:NOT READ

TO: Kenneth S. Apfel (APFEL_K) Autoforward to: Remote Addressee
READ:NOT READ

TO: Jeremy D. Benami (BENAMI_J) (WHO)
READ:13-DEC-1996 12:25:35.63

TO: Pauline M. Abernathy (ABERNATHY_P) (OPD)
READ:13-DEC-1996 21:30:49.81

TO: Emily Bromberg (BROMBERG_E) Autoforward to: Remote Addre
READ:NOT READ

TEXT:

HHS had a meeting on the bucket with the Secretary. They decided they advocate an alternative between the advocates' position that it can be done administratively and the alternative view that it must be done legislatively. Based on some obscure legal authority, they believe they can tell (require?) states to continue to give Medicaid to those losing SSI for a year (?), and that beyond that they need legislation.

I am allegedly going to get some paper on this, which I will forward to relevant parties.

All of this, of course, puts aside the budget issue.

Elena, it would be helpful if you could talk to Anna about this, to see if we can come to a resolution on the legal end of things.

Withdrawal/Redaction Marker Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Jeremy Benami to Kenneth Apfel et al. Subject: verification/means tested [partial] (1 page)	12/13/1996	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[12/11/1996 - 12/19/1996]

2009-1006-F
ke703

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]

[00]

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

CREATOR: Jeremy D. Benami (BENAMI_J) (WHO)

CREATION DATE/TIME:13-DEC-1996 12:25:15.99

SUBJECT: verification/means tested

TO: Kenneth S. Apfel (APFEL_K) Autoforward to: Remote Adresse
READ:NOT READ

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Emily Bromberg (BROMBERG_E) Autoforward to: Remote Adresse
READ:NOT READ

TO: Diana M. Fortuna (FORTUNA_D) (OPD)
READ:13-DEC-1996 12:26:19.30

TO: Cynthia M. Smith (SMITH_CM) Autoforward to: Remote Adresse
READ:NOT READ

TO: Keith J. Fontenot (FONTENOT_K) Autoforward to: Remote Adresse
READ:NOT READ

TO: Jack A. Smalligan (SMALLIGAN_J) Autoforward to: Remote Adresse
READ:NOT READ

CC: Stephen C. Warnath (WARNATH_S) (OPD)
READ:13-DEC-1996 13:25:52.59

TEXT:

Steve held a productive meeting today on the interim verification of citizenship status guidance that DOJ will be issuing - hopefully by the end of the year.

There will be follow-up meetings on Tuesday on a couple of key questions and Steve will really need the input of some of you at that time -- particularly around the charitable organization exemption and the definition of "federal public benefit."

He will get back to you about exact meeting times.

On Means Tested Benefits -- it appears DOL has signed off on the HHS letter, but we were now told that apparently SSA has yet to sign off. They said they could do that by Monday or Tuesday.

[REDACTED]

Next steps: SSA signs off; Letter goes to DOJ; DOJ approves.

THEN -- DOJ is drafting language that will be available Tuesday to go in this document. We need all of you to look at that language closely.

AND OMB has committed to compiling the list of programs that would count as means tested benefits to bring on Tuesday as well. KEN: We have to have a discussion over whether that list should go in the document or not.

I hope this is all clear. Please call me or Steve if not. Please try to come to the Tuesday meetings so we can get this all finalized by the end of the year.
Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: FORTUNA_D@A1@CD@LNGTWY (FORTUNA_D@A1@CD@LNGTWY [EOP]) (OPD)

CREATION DATE/TIME:13-DEC-1996 13:13:05.00

SUBJECT: SSI/Medicaid "bucket"

TO: ABERNATHY_P@A1@CD@LNGTWY (ABERNATHY_P@A1@CD@LNGTWY [EOP]) (OPD)
READ:UNKNOWN

TO: Emily Bromberg@eop (Emily Bromberg@eop [WHO])
READ:UNKNOWN

TO: Elena Kagan@eop (Elena Kagan@eop [WHO])
READ:UNKNOWN

TO: BENAMI_J@A1@CD@LNGTWY (BENAMI_J@A1@CD@LNGTWY [EOP]) (WHO)
READ:UNKNOWN

TO: Kenneth S. Apfel@eop (Kenneth S. Apfel@eop [OMB])
READ:UNKNOWN

TO: Nancy A. Min@eop (Nancy A. Min@eop [OMB])
READ:UNKNOWN

TEXT:

HHS had a meeting on the bucket with the Secretary. They decided they advocate an alternative between the advocates' position that it can be done administratively and the alternative view that it must be done legislatively. Based on some obscure legal authority, they believe they can tell (require?) states to continue to give Medicaid to those losing SSI for a year (?), and that beyond that they need legislation.

I am allegedly going to get some paper on this, which I will forward to relevant parties.

All of this, of course, puts aside the budget issue.

Elena, it would be helpful if you could talk to Anna about this, to see if we can come to a resolution on the legal end of things.

Withdrawal/Redaction Marker Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
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002. email	Jeremy Benami to Diana Fortuna et al. Subject: verification/means tested [partial] (1 page)	12/13/1996	P6/b(6)
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COLLECTION:

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

FOLDER TITLE:

[12/11/1996 - 12/19/1996]

2009-1006-F
ke703

RESTRICTION CODES

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

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

- P1 National Security Classified Information [(a)(1) of the PRA]
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- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [a)(5) of the PRA]
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- b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

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

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

RR. Document will be reviewed upon request.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: BENAMI_J@A1@CD@LNGTWY (BENAMI_J@A1@CD@LNGTWY [EOP]) (WHO)

CREATION DATE/TIME:13-DEC-1996 13:31:34.00

SUBJECT: verification/means tested

TO: FORTUNA_D@A1@CD@LNGTWY (FORTUNA_D@A1@CD@LNGTWY [EOP]) (OPD)
READ:UNKNOWN

TO: Jack A. Smalligan@eop (Jack A. Smalligan@eop [OMB])
READ:UNKNOWN

TO: Cynthia M. Smith@eop (Cynthia M. Smith@eop [OMB])
READ:UNKNOWN

TO: Elena Kagan@eop (Elena Kagan@eop [WHO])
READ:UNKNOWN

TO: Keith J. Fontenot@eop (Keith J. Fontenot@eop [OMB])
READ:UNKNOWN

TO: Emily Bromberg@eop (Emily Bromberg@eop [WHO])
READ:UNKNOWN

TO: Kenneth S. Apfel@eop (Kenneth S. Apfel@eop [OMB])
READ:UNKNOWN

CC: WARNATH_S@A1@CD@LNGTWY (WARNATH_S@A1@CD@LNGTWY [EOP]) (OPD)
READ:UNKNOWN

TEXT:

Steve held a productive meeting today on the interim verification of citizenship status guidance that DOJ will be issuing - hopefully by the end of the year.

There will be follow-up meetings on Tuesday on a couple of key questions and Steve will really need the input of some of you at that time -- particularly around the charitable organization exemption and the definition of "federal public benefit."

He will get back to you about exact meeting times.

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P6(5)(6)

Next steps: SSA signs off; Letter goes to DOJ; DOJ approves.
THEN -- DOJ is drafting language that will be available Tuesday

to

go in this document. We need all of you to look at that language closely.

AND OMB has committed to compiling the list of programs that would count as means tested benefits to bring on Tuesday as well.

[002]

KEN:

We have to have a discussion over whether that list should go in the document or not.

I hope this is all clear. Please call me or Steve if not.

Please

try to come to the Tuesday meetings so we can get this all finalized by the end of the year.

Thanks.

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

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

CREATION DATE/TIME:13-DEC-1996 16:42:16.56

SUBJECT: Tuesday meetings

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Addressee
READ:NOT READ

CC: Jeremy D. Benami (BENAMI_J) (WHO)
READ:13-DEC-1996 17:29:12.33

CC: Diana M. Fortuna (FORTUNA_D) (OPD)
READ:13-DEC-1996 17:11:56.48

TEXT:

Elena -- I left you a long voice mail about having two follow-up meetings: First, a meeting on the charitable organizations definition at 2pm Tuesday in rm 211. Second, federal public benefits definition at 4pm Tuesday in rm 211. For charitable organizations, we want to decide how best to handle this in the guidance. Right now the agencies are just identifying various interpretations based upon some legislative drafting ambiguity and the lack of preciseness of what constitutes a charitable organization. They haven't bitten the bullet to recommend a course of action here. The agencies who care about this were asked to firm up their legal analysis of options for Tuesday's meeting. We have also received a memo from the Georgetown Law Center and and Catholic Charities today that sets out some legal/policy issues to consider and we need to get that to you to look over. On federal public benefits, DOJ and HHS have been working on this. We also have a memo prepared pro bono by Arnold & Porter that is worth looking at -- Randy Moss has a copy of this that he can provide to you. It looks like we may end up with a preliminary definition that will be refined and supplemented later. HHS in particular has been exploring this option. This meeting is to make some decisions and wrap this up.

I have asked Hayashi and OLC to be prepared to assist make sure these meetings unfold in a productive way.

On timing: I continued a hard line on the need to do this for January 1st in today's meeting. But there is no way this is going to be cleared and ready for a proper release by that time, in my opinion. And the problem is that if this is not done right we will contribute to the problem and raise the level of anxiety, confusion, and uncertainty. INS observed that we have already been tolerating the possibility of verification proceeding without federal guidance, so we should be willing to allow two weeks into January to do this right. HHS noted that getting this finalized and cleared and doing the necessary preparing for release (Q & As or whatever) -- especially with many sensitive issues -- during the Christmas week is an impossibility. Obviously some drafting continues into next week. We will meet with some outside groups at the end of next week for further input that will certainly require some additional thinking. Then many crucial people leave

for all parts of the country. I am raising this so that you all might have a discussion about how this should be handled at this point.
Thanks.

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

CREATOR: Jill Pizzuto (PIZZUTO_J) (OPD)

CREATION DATE/TIME:13-DEC-1996 17:33:57.73

SUBJECT: Weekly Welfare Reform meeting

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

READ:13-DEC-1996 17:39:11.15

TO: Cathy R. Mays (MAYS_C) (OPD)

READ:13-DEC-1996 17:35:47.65

TO: Jeremy D. Benami (BENAMI_J) (WHO)

READ:16-DEC-1996 09:22:02.49

TO: Dorothy K. Craft (CRAFT_D) (OPD)

READ:13-DEC-1996 17:33:46.04

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

READ:13-DEC-1996 17:32:52.79

TO: Emily Bromberg (BROMBERG_E) Autoforward to: Remote Addre

READ:NOT READ

TO: Elena Kagan (KAGAN_E) Autoforward to: Remote Adresse

READ:NOT READ

TO: Kenneth S. Apfel (APFEL_K) Autoforward to: Remote Adresse

READ:NOT READ

TO: FAX (9624-5313,Evelyn Ganzglass) (TLXA1MAIL_\F:9624-5313\C:Evelyn Ganzglass

READ:NOT READ

TO: FAX (9624-5313,Susan Golonka) (TLXA1MAIL_\F:9624-5313\C:Susan Golonka\

READ:NOT READ

TO: FAX (9737-1069,Sheri Steisel) (TLXA1MAIL_\F:9737-1069\C:Sheri Steisel\

READ:NOT READ

TO: FAX (9737-1069,Michael Bird) (TLXA1MAIL_\F:9737-1069\C:Michael Bird\

READ:NOT READ

TO: FAX (9289-6555,Elaine Ryan) (TLXA1MAIL_\F:9289-6555\C:Elaine Ryan\

READ:NOT READ

TO: FAX (9205-3848,Ann Rosewater) (TLXA1MAIL_\F:9205-3848\C:Ann Rosewater\

READ:NOT READ

TO: FAX (9305-0134,Bob Bach) (TLXA1MAIL_\F:9305-0134\C:Bob Bach\

READ:NOT READ

TO: FAX (9482-7105,Brian Coyne) (TLXA1MAIL_\F:9482-7105\C:Brian Coyne\

READ:NOT READ

TO: FAX (91410-965-9063,Carolyn Colvin) (TLXA1MAIL_\F:91410-965-9063\C:Carolyn Col

READ:NOT READ

TO: FAX (9703-305-2454,Yvette Jackson) (TLXA1MAIL_\F:9703-305-2454\C:Yvette Jacks

READ:NOT READ

TO: FAX (9720-8077, Cheryl Macias) (TLXA1MAIL_\F:9720-8077\C:Cheryl Macias\
READ:NOT READ

TO: FAX (9289-6555, John Sciamanna) (TLXA1MAIL_\F:9289-6555\C:John Sciamanna\
READ:NOT READ

TEXT:

TO: DISTRIBUTION LIST
FR: CAROL RASCO
DOMESTIC POLICY COUNCIL
RE: Weekly Wednesday Welfare Reform Meeting

The weekly Welfare Reform meeting will NOT be held on Wednesday, Dec. 18th.
Instead, we will be holding this meeting on Thursday, December 19th from
1:00-2:00pm in the OEOB, RM 472.

We will be coordinating our Wednesday group with our Bi-Monthly Thursday
Interagency group and will ask the state groups to share with the interagencies
what they have been hearing in the states and discuss how Federal agencies can
work with the states.

The regular attendees for the Wednesday group will be cleared in for the
Thursday meeting.

If there are questions or concerns with the clearance information, please
contact Jill Pizzuto at 456-2249. Any questions regarding the meeting, please
contact Diana Fortuna at 456-5570.

Thank you.

RECORD TYPE: PRESIDENTIAL (EXTERNAL MAIL)

CREATOR: Elisa Millsap@EOP@LNGTWY@EOPMRX

CREATION DATE/TIME:17-DEC-1996 11:15:00.00

SUBJECT: Campaign Finance Reform

TO: ICKES_H (ICKES_H@A1@CD) (WHO)
READ:NOT READ

TO: REED_B (REED_B@A1@CD) (WHO)
READ:17-DEC-1996 14:10:42.36

TO: John M. Quinn (John M. Quinn@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Michael Waldman (Michael Waldman@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Elena Kagan (Elena Kagan@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Peter G. Jacoby (Peter G. Jacoby@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: James P. Weber (James P. Weber@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Thurgood Marshall Jr. (Thurgood Marshall Jr.@OVP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Michael B. Feldman (Michael B. Feldman@OVP@LNGTWY@EOPMRX)
READ:NOT READ

TO: David R Thomas (David R Thomas@OVP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Gregory C. Simon (Gregory C. Simon@OVP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Douglas B. Sosnik (Douglas B. Sosnik@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Karen L. Hancox (Karen L. Hancox@EOP@LNGTWY@EOPMRX)
READ:NOT READ

CC: PINTO_D (PINTO_D@A1@CD) (WHO)
READ:NOT READ

CC: MAYS_C (MAYS_C@A1@CD) (OPD)
READ:17-DEC-1996 11:17:13.35

CC: John O. Sutton (John O. Sutton@EOP@LNGTWY@EOPMRX)
READ:NOT READ

CC: Cheryl L. Sweitzer (Cheryl L. Sweitzer@EOP@LNGTWY@EOPMRX)
READ:NOT READ

CC: Kristin A. Schneeman (Kristin A. Schneeman@OVP@LNGTWY@EOPMRX)

READ:NOT READ

CC: Daniel E. Bernal

(Daniel E. Bernal@EOP@LNGTWY@EOPMRX)

READ:NOT READ

TEXT:

Message Creation Date was at 17-DEC-1996 11:11:00

There is a campaign finance reform meeting in John's office tomorrow from 12:30 p.m. to 2:00 p.m.. Common Cause folks will be in attendance. Please let me know if you will be unable to attend. Thank you.

RECORD TYPE: PRESIDENTIAL (EXTERNAL MAIL)

CREATOR: Elisa Millsap@EOP@LNGTWY@EOPMRX

CREATION DATE/TIME:17-DEC-1996 12:36:00.00

SUBJECT:

TO: PALMIERI_J (PALMIERI_J@A1@CD) (WHO)
READ:17-DEC-1996 12:57:54.71

TO: ICKES_H (ICKES_H@A1@CD) (WHO)
READ:NOT READ

TO: REED_B (REED_B@A1@CD) (WHO)
READ:17-DEC-1996 14:10:32.01

TO: Erskine B. Bowles (Erskine B. Bowles@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: John M. Quinn (John M. Quinn@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Douglas B. Sosnik (Douglas B. Sosnik@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Michael Waldman (Michael Waldman@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Peter G. Jacoby (Peter G. Jacoby@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: James P. Weber (James P. Weber@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Elena Kagan (Elena Kagan@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TO: Karen L. Hancox (Karen L. Hancox@EOP@LNGTWY@EOPMRX)
READ:NOT READ

CC: MAYS_C (MAYS_C@A1@CD) (OPD)
READ:17-DEC-1996 13:02:11.27

CC: PINTO_D (PINTO_D@A1@CD) (WHO)
READ:NOT READ

CC: Angus S. King (Angus S. King@EOP@LNGTWY@EOPMRX)
READ:NOT READ

CC: John O. Sutton (John O. Sutton@EOP@LNGTWY@EOPMRX)
READ:NOT READ

CC: Cheryl L. Sweitzer (Cheryl L. Sweitzer@EOP@LNGTWY@EOPMRX)
READ:NOT READ

CC: Daniel E. Bernal (Daniel E. Bernal@EOP@LNGTWY@EOPMRX)
READ:NOT READ

TEXT:

Message Creation Date was at 17-DEC-1996 12:32:00

There is a campaign finance reform meeting in the Oval on Thursday, December 19, from 3:30 p.m. to 4 p.m.

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

CREATOR: Dorothy K. Craft (CRAFT_D) (OPD)

CREATION DATE/TIME:18-DEC-1996 12:16:47.56

SUBJECT: friday 11:00 meeting

TO: Elena Kagan

(KAGAN_E) Autoforward to: Remote Addressee

READ:NOT READ

TEXT:

Should I invite Randy Moss and DOJ folks to this meeting? Jeremy thought I should ask you. Thanks.

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

ATT CREATION TIME/DATE:18-DEC-1996 12:11:00.00

ATT BODYPART TYPE:B

ATT CREATOR: Jeremy D. Benami

ATT SUBJECT: friday 11:00

ATT TO: Dorothy K. Craft

(CRAFT_D)

TEXT:

Can you work with Diana and Elena to get all of us there Fri at 11:00 and ask Elena if we should include Randy Moss and DOJ folks. Thanks.

Is Steve back on Friday? He should be there if he is.

Thanks.

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

===== ATTACHMENT 2 =====

ATT CREATION TIME/DATE:18-DEC-1996 12:01:00.00

ATT BODYPART TYPE:E

ATT CREATOR: Deborah F. Kramer

ATT SUBJECT: Re: five minutes with Ken

ATT TO: BENAMI_J

(BENAMI_J@A1@CD)

ATT CC: fortuna_d

(fortuna_d@al@cd)

ATT CC: craft_d

(craft_d@al@cd)

ATT CC: Kenneth S. Apfel

(Kenneth S. Apfel@EOP@LNGTWY@EOPMRX)

ATT CC: Elena Kagan

(Elena Kagan@EOP@LNGTWY@EOPMRX)

ATT CC: Emily Bromberg

(Emily Bromberg@EOP@LNGTWY@EOPMRX)

TEXT:

Message Creation Date was at 18-DEC-1996 12:01:00

Ken is open @ 11:00 on Friday.
How does that work for everyone???

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

Withdrawal/Redaction Marker Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
003. email	Cheryl Sweitzer to Elena Kagan. Subject: Departing (1 page)	12/19/1996	Personal Misfile

COLLECTION:

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

FOLDER TITLE:

[12/11/1996 - 12/19/1996]

2009-1006-F
ke703

RESTRICTION CODES

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

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

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

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

RR. Document will be reviewed upon request.

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

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

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Todd Stern (CN=Todd Stern/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:21-DEC-1996 15:24:28.00

SUBJECT: address

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

READ:UNKNOWN

TEXT:

For tonight -- you have it?

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

CREATOR: Lyndell Hogan (HOGAN_L) (OPD)

CREATION DATE/TIME:19-DEC-1996 16:27:30.33

SUBJECT: Domestic Violence

TO: Elena Kagan

(KAGAN_E) Autoforward to: Remote Addressse

READ:NOT READ

TEXT:

Any thoughts on the welfare law and domestic violence exemption questions form the material I faxed over to you? Sorry to bug you on your second to last day....