

NLWJC - KAGAN

EMAILS RECEIVED

ARMS - BOX 069 - FOLDER -005

[11/07/1997-11/09/1997]

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Email to Elena Kagan from Richard Socarides. Subject: Invitation (1 page)	11/08/1997	Personal Misfile
002. email	Phone No. (Partial) (1 page)	11/09/1997	P6/b(6)
003. email attachment	Memo re: President's Advisory Board on Race [partial] (4 pages)	11/07/1997	P6/b(6)
004. email	Phone No. (Partial) (1 page)	11/09/1997	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[11/07/1997 - 11/09/1997]

2009-1006-F

jm39

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: Jacinta Ma (CN=Jacinta Ma/OU=PIR/O=EOP [PIR])

CREATION DATE/TIME: 7-NOV-1997 17:31:42.00

SUBJECT: PIR Weekly Report to the President

TO: Grace A. Garcia (CN=Grace A. Garcia/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Patrick Aylward (CN=Patrick Aylward/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: John M. Goering (CN=John M. Goering/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: David K. Chai (CN=David K. Chai/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

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

TO: Maria E. Soto (CN=Maria E. Soto/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Evelina Mosby (CN=Evelina Mosby/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Ana Lopez (CN=Ana Lopez/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Allison J. King (CN=Allison J. King/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Linda C. Gray (CN=Linda C. Gray/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Marjorie A. Black (CN=Marjorie A. Black/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Michael J. Sorrell (CN=Michael J. Sorrell/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

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

TO: Robert N. Weiner (CN=Robert N. Weiner/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

TO: Doris O. Matsui (CN=Doris O. Matsui/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Mona G. Mohib (CN=Mona G. Mohib/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

TO: Paul E. Begala (CN=Paul E. Begala/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

TO: Trooper Sanders (CN=Trooper Sanders/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

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

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

TO: edley (edley @ law.harvard.edu @ INET @ LNGTWY [UNKNOWN])
READ:UNKNOWN

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

TO: Jon P. Jennings (CN=Jon P. Jennings/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Brenda Toineeta (CN=Brenda Toineeta/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Alexander L. Boyle (CN=Alexander L. Boyle/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

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

TO: Diana Kappner (CN=Diana Kappner/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Robert Wexler (CN=Robert Wexler/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Chandler G. Spaulding (CN=Chandler G. Spaulding/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Scott R. Palmer (CN=Scott R. Palmer/OU=PIR/O=EOP @ EOP [PIR])

READ:UNKNOWN

TO: Tamara Monosoff (CN=Tamara Monosoff/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Lin Liu (CN=Lin Liu/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Audrey M. Hutchinson (CN=Audrey M. Hutchinson/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Claire Gonzales (CN=Claire Gonzales/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Randy D. Ayers (CN=Randy D. Ayers/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Michele Cavataio (CN=Michele Cavataio/OU=PIR/O=EOP @ EOP [PIR])
READ:UNKNOWN

TO: Ananias Blocker III (CN=Ananias Blocker III/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Laura K. Capps (CN=Laura K. Capps/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Emil E. Parker (CN=Emil E. Parker/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

TO: Laura K. Demeo (CN=Laura K. Demeo/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

TO: Lynn G. Cutler (CN=Lynn G. Cutler/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

TO: Susan M. Liss (CN=Susan M. Liss/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

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

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

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

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

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

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

TEXT:

Unable to convert ARMS_EXT:[MESSAGE.D94]MAIL483366012.316

The following is a HEX dump of the file:

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

ATT CREATION TIME/DATE: 0 00:00:00.00

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D94]MAIL493366013.316 to ASCII,

The following is a HEX DUMP:

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

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-NOV-1997 17:43:59.00

SUBJECT:

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

TEXT:

Please call David Ogden at 514-8633

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-NOV-1997 18:23:58.00

SUBJECT: Draft

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

I haven't looked at this yet.

----- Forwarded by Thomas L. Freedman/OPD/EOP on 11/07/97
06:22 PM -----

Jordan Tamagni
11/07/97 06:12:45 PM

Record Type: Record

To: Richard Socarides/WHO/EOP, Mary L. Smith/OPD/EOP, Thomas L.
Freedman/OPD/EOP

cc:

Subject: Draft

Obviously, I'll be cutting for length, reordering, etc. But here's a
draft.

Draft 11/7/97 6:00pm

PRESIDENT WILLIAM J. CLINTON
REMARKS FOR THE WHITE HOUSE
CONFERENCE ON HATE CRIMES
THE EAST ROOM

November 10, 1997

Acknowledgments: VP Gore; AG Reno; to all the people around the country
who are joining us by satellite.

America is the world's most diverse democracy, bound together across all
of our differences by a belief in the basic dignity of every human being
-- and the basic right of every American who lives by our laws and lives
up to his or her responsibilities to share in the full promise of our
great nation.

All over the world we see what can happen when racial and ethnic
animosity join forces with lawlessness, and tear countries and peoples
apart. And even in America, we hear too many stories of violence
motivated by hatred. Stories like the 13-year-old African American boy
who was brutalized and nearly beaten to death when he rode his bicycle
through the wrong neighborhood ... the gay American who was murdered as he
walked home from a dinner party with his partner ... the Asian American
business owner who lost her store to a firebomb hurled by a racist.

These violent acts are not just despicable examples of bias and bigotry -- they are crimes. And more than any other criminal act, they strike at the heart of what it means to be American, for they are the antithesis of the values that define us as a nation: Freedom. Equality. Respect for each other. And respect for the laws that reflect our ideals and preserve our civil society.

We are here today to talk about what we can do to fight hate crimes in our communities -- and to fight the ignorance, prejudice, and fear that produce them. To meet this challenge, we must take action -- at every level of government, in every community, and in every home.

First, we must do everything we can to make sure our nation's laws protect all of our citizens. Our laws already prohibit and punish crimes committed against people on the basis of race, religion, and national origin. But we can go even further. Today I am proposing to expand the principal federal hate crimes statute to include sexual orientation, gender, or disability. I am especially pleased that Senators Spector and Kennedy have agreed to introduce legislation to achieve this goal -- and I will support and fight to make it the law of the land.

Second, we must make sure that our civil rights laws are consistently and vigorously enforced. Under Attorney General Reno's extraordinary leadership, the Justice Department taken aim at hate crimes -- and the people who commit them, with more prosecutions and tougher punishments. Today, I am pleased to announce the creation of a national network of Hate Crimes Working Groups. This unique network -- which builds on the efforts of several U.S. Attorneys -- will marshal the resources of federal, state and local law enforcement, communities, and advocacy groups to develop enforcement strategies, to share best practices, and to educate the public about hate crimes.

I am also pleased to announce that we will assign over 40 FBI agents and prosecutors to work on hate crimes enforcement. And the Justice Department will soon make its model hate crimes law enforcement training curriculum available to police departments and communities around the country. Finally, the Department of Housing and Urban Development will launch a new initiative to help victims of hate crimes sue their attackers.

When it comes to enforcing civil rights laws, we need strong leadership. This year, I nominated an exceptionally qualified person to head the Civil Rights Division of the Department of Justice. The son of Chinese immigrants, Bill Lee has seen the damaging force of discrimination, and he has dedicated his career to fighting it, without regard for ideology or political party. He is the best person for this vitally important position, and he deserves to be confirmed. I urge Congress to act now to confirm Bill Lee, and to ensure that our nation's civil rights laws are fully enforced.

Third, we know that for many reasons, too many hate crimes go unreported -- and an unreported hate crime is an excuse to ignore the problem. That is why I am pleased to announce that the National Crime Victimization Survey, which measures nationwide crime levels, will include questions about hate crimes, starting in 1998. This small addition will yield large results, by giving us a better measure of the number of hate crimes, by increasing what we know about how they occur, and by encouraging hate crime victims to report those crimes.

Finally, and perhaps most important, we must teach our children that to be American means to respect the basic dignity of every human being, and

to stand up for it wherever and whenever they can. That is why I am so pleased that the Department of Education and the Department of Justice are preparing a manual for educators, to help prevent hate crimes in their schools, and to develop a comprehensive curriculum to teach tolerance and mutual respect. And the Department of Justice will soon launch a new website for elementary school children called "Hateful Acts Hurt Kids," to teach younger students about prejudice.

With these steps, we are drawing the line against hate crimes. We are saying that in America, we will not tolerate hatred and discrimination; in America, we will never let our differences divide us; in America, we truly are one nation, under God, indivisible, with liberty and justice for all.

And now, I'm looking forward to hearing from all of you about what more we can do to get tough on hate crimes.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-NOV-1997 18:56:27.00

SUBJECT: The Millenium

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

FYI. The Millenium people just called to ask for an issues meeting Wednesday with Ellen Lovell (do you have any you want to give them?) and then asked who was going to the cabinet meeting on Wednesday from DPC.

October 31, 1997

MEMORANDUM FOR THE PRESIDENT

FROM: Bruce Reed
Elena Kagan

RE: DPC Weekly Report

Health Care: Quality Commission Update -- On November 20, we have tentatively scheduled an event for you to accept the Quality Commission's "Consumer Bill of Rights" and announce your support for a Federal legislative approach (not necessarily an Administration-specific bill) that ensures that the protections are real. In addition, we are working with HHS to determine if they can come up with executive actions that illustrate our commitment to apply the Commission's recommendations to Federal government programs. A great deal of public attention to the consumer protections issue has been raised lately, largely as the result of memos associated with the Republican Leadership (Senator Lott, Senator Nickles, Congressman Armey) that call on their business and insurer allies to oppose Federal legislation in this area. A quote that suggests that these industries "get off your butts and get off your wallets" has been attributed to Senator Lott and Congressman Armey has been labeling any effort in this area to be "Clinton II." While their strategy may be paying dividends with their target audience, the publicity around the memos has not served the Leadership well. This is particular the case since 85 Republicans have joined Congressman Norwood (R-GA) in supporting legislation that goes far beyond what Quality Commission will recommend to you. Having said this, the concern of the business community about premium increases is growing, and we are going to have to position ourselves carefully on this issue.

Health Care: Medicare Commission Update -- This week Senator Daschle announced that Senator Kerrey and Senator Rockefeller will serve as his appointments to the Medicare Commission. Apparently he decided to go ahead and make this announcement and forego any potential trade for one appointments. Neither Congressman Gephardt nor the Republicans have announced or even finalized their decisions for the Commission.

Health Care: Children's Health Outreach Initiative -- As you know, three million children are now eligible and not enrolled in Medicaid. Many more children will be eligible but not enrolled in the new children's health insurance program (CHIP). We have

been meeting with HHS, NEC and the First Lady's office to develop ideas for a major children's health outreach initiative. Possible policy options could include: simplifying Medicaid eligibility rules; distributing a model single application form for both programs; giving states access to existing but now restricted funds for outreach; and making it easier to enroll children at schools and child care referral centers.

We are also considering other private sector outreach initiatives, such having businesses who market to parents promote enrollment. Finally, we hope to form a public/private steering committee that would continue to develop and encourage innovative outreach efforts. This committee could include representatives from HHS, NGA, Americorps, America's Promise, prominent non-profit foundations, provider groups, children's advocacy groups. If you and/or the First Lady are interested, we could design a possible event to announce this initiative.

Health Care: Confirmation Update on Nancy-Ann Min DeParle and Dr. Satcher -- We have been working hard to encourage Senator Lott and other Republicans to allow for final confirmation votes for Nancy-Ann Min DeParle to become HCFA Administrator and Dr. David Satcher for Surgeon General. It appears that there is growing fear among Republicans that the Kyl Medicare private contracting amendment could backfire on them in this upcoming election year. As a result, we are becoming increasingly confident that they will soon agree to vote on her confirmation. As for Dr. Satcher, John Hilley continues to push Senator Lott to move on a final vote on the Surgeon General as well. As of this writing, while we are increasingly optimistic, we have no assurance they will vote on his confirmation before the Congress adjourns.

Crime: Brady Bill -- Next week, the Department of Justice expects to sign a memorandum of understanding (MOU) between the Attorney General, the Ohio Attorney General and the Franklin County Sheriff (OH) to ensure that background checks are conducted for all prospective handgun purchasers in Ohio. As you know, since the Supreme Court's Prinze decision, the Ohio Bureau of Criminal Identification and Investigation (BCI&I) has only been conducting background checks on a voluntary basis. Under the proposed MOU, the Franklin County Sheriff will initiate all background checks of purchasers who do not consent to a background check. Arkansas is now the only state not conducting background checks on a voluntary basis.

Crime: Crime Statistics -- Next Sunday, the Department of Justice is tentatively scheduled to release both the 1996 Bureau of Justice Statistics Crime Victimization Survey and the FBI's Uniform Crime Report for the first half of 1997. While we won't be able to review the findings of these reports until next week, we expect them to show a continued drop in the crime rates.

Crime: COPS -- On Thursday, November 6th, the COPS office announced that it would fund 96 innovative state and local law enforcement projects and 21 Community Policing

Demonstration Centers to provide the latest community policing information and model strategies for police and sheriffs throughout the country.

Crime: INS Reorganization -- On Friday, November 7th, the House Judiciary Subcommittee on Immigration held a hearing on the Commission on Immigration Reform's proposal to break-up INS. Although no witnesses from the Administration were invited, Bruce sent a letter to inform Subcommittee Chair Lamar Smith of DPC's intent to review the Commission's recommendations and work with the Subcommittee to improve the management and administration of the nation's immigration system.

Crime: Stalking Report -- Next week, the Attorney General may release a report showing that an estimated 1.4 million women are the victims of stalkers each year -- and that as many as 1 out of 12 women will be stalked during the course of their lives. The Justice Department will simultaneously release a manual of "best practices" for prosecutors to address stalking.

***THE CLINTON ADMINISTRATION:
DRAWING A LINE AGAINST HATE CRIMES***

The Clinton Administration: Fighting Hate in Our Communities

- In Richland, Mississippi, four members of a neo-Nazi skinhead organization pled guilty to conspiracy and interfering with the housing rights of an interracial couple by throwing a molotov cocktail at their trailer home.
- Three defendants, one of whom is a racist skinhead and a member of the white supremacist group "South Bay Nazi Youth," were convicted of a civil rights conspiracy after they drove through the streets of Lubbock, Texas, hunting African-American men, luring them to the conspirators' car, and shooting the men at close range with a short-barreled shotgun. One victim died, one was seriously wounded in the face, and another had a finger blown off.
- In Livingston, Texas, six defendants pled guilty to civil rights charges for beating randomly selected African-American men with a rifle and a rodeo belt buckle, and punching them repeatedly as they tried to escape. The defendants had been angered at seeing other black men in the presence of white women.
- In Livermore Falls, Maine, two defendants pled guilty to civil right charges charges after firing shots at the Latino victims' fleeing car, wounding one victim in the arm.

[Source: Department of Justice, Civil Rights Division, 10/97]

Fighting Hate Crimes Through Tough Law Enforcement:

Vigorously Prosecuting Hate Crimes Under the Civil Rights Statutes. Several federal statutes provide jurisdiction to prosecute hate crimes -- crimes where the perpetrator selects his victim on the basis of certain characteristics such as race, color, religion, and national origin. Since 1989, over 500 defendants in more than half of the 50 states have been convicted on federal criminal civil rights charges for interfering with various federally protected rights of minority victims. Virtually all defendants charged in these cases have been convicted. President Clinton's Justice Department has vigorously prosecuted hate crime incidents, including where the defendants were members of organized hate groups, such as the Ku Klux Klan and various skinhead gangs.

- ***Enhanced Penalties For Hate Crimes.*** As part of the historic 1994 Crime Act, the President signed the Hate Crimes Sentencing Enhancement Act which provides for longer sentences where the offense is determined to be a hate crime. In 1996 alone, 27 cases received enhanced sentences.

The Bureau of Alcohol, Tobacco and Firearms (ATF) Provides Expertise in Arson and Explosives

Investigations to Help Fight Hate Crimes Throughout America. While enforcing explosives and arson laws over which it has jurisdiction, ATF has participated in the investigations of bombing and arson incidents triggered by animus against characteristics such as race and sexual orientation.

The ATF, for example, has investigated the bombing of predominantly gay bars and nightclubs.

Sensible Gun Regulation Helps Stem the Flow Of Firearms that Can Fuel Hate Group Activity.

Many organized hate groups use guns to carry out violent offenses covered by hate crime statutes. Treasury bureaus work to intercept gun shipments into the U.S. and to regulate the illegal sale and possession of firearms by potential perpetrators of hate crimes and other offenses.

Prosecuting Hate Crimes Aimed At Our Houses of Worship:

Fighting Hate Crimes Aimed at Houses of Worship. The President fought for and signed the Church Arson Prevention Act of 1996, which facilitates prosecutions of racially motivated arsons and other acts of desecration against houses of worship.

Creating the National Church Arson Task Force. President Clinton established the National Church Arson Task Force (NCATF) in June 1996 to oversee the investigation and prosecution of arsons at houses of worship around the country. The NCATF has brought together the FBI, ATF, and Justice Department prosecutors in partnership with state and local law enforcement officers and prosecutors. Well over 200 ATF and FBI investigators have been deployed in these investigations. In addition, the NCATF has coordinated with other agencies, such as the Federal Emergency Management Agency and the Department of Housing and Urban Development, in the federal government's efforts to promote arson prevention and provide resources for church rebuilding.

- Many of the 508 incidents investigated by NCATF have been solved, mainly by a combination of federal and state arrests and prosecutions. Since January 1995, there have been 240 arrests and over 100 convictions, including the first convictions under the Church Arson Prevention Act. This rate of arrest (35 %) for crimes that may have been motivated by hate or bias is more than double the 16 % rate of arrest for arsons in general.

Working with Communities Against Hate:

Bringing Communities Together to Fight Hate. The Department of Justice's Community Relations Service often becomes involved when a hate crime incident threatens harmonious racial and ethnic relations in a community. The Service uses mediation to provide representatives of community groups and local governments with an impartial forum to restore stability through dialogue and discussion. It conducts training conferences on how to prevent and respond to hate crimes for state and local law enforcement and agencies, academic institutions, and civic, business, and community organizations.

Focusing on Youth Attitudes that Create Hate Crimes. The Department of Education is supporting efforts at the local level to develop and implement innovative and effective strategies for preventing hate crimes, including by funding programs aimed at reducing violent, hate-motivated behavior among youth.

Understanding the Problem of Hate Crimes:

Gathering Information on the National Scope of the Problem. The FBI Uniform Crime Report collects the only national data on hate crimes through the Uniform Crime Reporting (UCR) Program. In 1996, 11,355 law enforcement agencies, representing 84 of the nation's population, participated in the FBI's data collection efforts. These departments reported 8,759 incidents of hate crimes in 1996.

Studying Hate Crimes. The National Institute of Mental Health (NIMH) has funded the first large-scale study of the mental health consequences of hate crimes, focusing on anti-gay hate crimes. The preliminary findings of this research are that hate crimes have more serious psychological effects on victims than do non-bias motivated, but otherwise similar crimes. The study also provides information about the prevalence of anti-gay hate crimes and the rate at which these crimes are reported to the police.

National Testing: Friday night the House passed the Labor-HHS Appropriations Bill, which included a compromise on national testing that we worked out with Mr. Goodling. The compromise allows test development to proceed under NAGB's control, prohibits pilot testing of the test items and field testing of the tests, as well as test implementation, during FY98. It also contains Goodling's National Academy of Science feasibility study to determine of existing state and commercially available tests can be linked to NAEP and to each other, as well as two addition NAS studies on the technical quality of the test items, and on a set of test use and misuse issues of concern to the Black and Hispanic Caucuses.

Pilot testing is now scheduled for the Fall of 1998; the tests will be field tested in the Spring of 1999 and will be ready for implementation in Spring of 2000.

Charter Schools: On Friday the House also passed charter schools legislation that you had previously endorsed. The bill provides incentives to states to issue more charters, to provide charter schools with greater flexibility coupled with strengthened accountability, and to ensure that charter schools receive a fair share of state funding. In addition, the Education Department sponsored a national charter schools conference that drew over 800 participants, including charter schools operators, teachers, and others associated with the charter schools movement. The conference gave participants the opportunity to become familiar with Education Department resources, to share lessons and strategies with each other, and to provide advice to the Education Department on the implementation of the Charter Schools program.

Vouchers/Coverdell: Earlier this week, the House defeated a bill which would have permitted local school districts to use Chapter 2 block grant funds for vouchers for low income students. The vote was 228 to 191, with 35 Republicans voting against the bill. In the Senate, proponents of the Coverdell proposal to permit tax-fee IRA's for K-12 education were unable to end a filibuster for the second time. The vote was 56-44.

Improving the Equal Employment Opportunity Commission

For the last several months the DPC, joined by the NEC, OMB, PIR, OPL and the Counsel's office, has led a review of the primary federal offices involved in civil rights enforcement. The goal of the review has been to promulgate a coherent package of reforms for EEOC and for the civil rights offices at DOJ, HUD, HHS, Education and DOL. As the lead civil rights agency, with a current budget of \$240 million, EEOC has been a key focus of the review. The agency has seen an increase in the number of filings from 62,135 in FY 1990 to a projected 80,000 in FY 1997. Congress has denied the Administration's full requests for funding in recent years and provided marginal or no increases in resources.

The EEOC has been criticized by both civil rights advocates and Republican opponents in Congress for inefficiency and delay in resolving cases. Our review suggests the increased use of three tools for improving the performance of the agency: expansion of the mediation program as swiftly as possible; increased use of technology to increase speed of case resolution; and additional staffing for the purpose of cutting the average time it takes to resolve a case to six months by the year 2000. Taken together these reforms could lessen contentiousness between employee and employer, improve agency efficiency, and reduce case backlog. The recommendations are currently under review in the OMB budget process.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-NOV-1997 21:02:02.00

SUBJECT: Weekly Item

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

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

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

TEXT:

EK:

I know I can't master the weekly immigration item like Shima, but here goes...

Immigration -- Central Americans/Haitians: House and Senate Republicans essentially concluded their negotiations over the legislative package intended to provide relief to certain Central Americans. Republicans came to terms on the 2 remaining issues -- eliminating unskilled worker visas and providing relief to certain Haitians. Instead of eliminating the entire unskilled workers visa category, the Republicans have agreed to cut them in half (from 10,000 to 5,000) and to reduce diversity visas by 5,000 as well (from 50,000 to 45,000).

With respect to the Haitians, the Republicans have decided not to include them in the current bill, and this presents us with a new challenge. Although we worked with the Black Caucus and others this week to try and have Haitians incorporated into the legislation, the Republicans balked. As a result -- and as of late Friday night -- Senator Mosley-Braun has put a hold on the DC appropriations/Central Americans bill and is asking the Administration for a commitment not to deport certain Haitians until she and others have time to pass additional legislation (or about 4 to 6 months, by her estimate).

Working with NSC and Justice, we have already started to discuss what options the Administration may have to provide relief to certain Haitians. But there are important legal and policy issues we need to consider further, and it seems unlikely that we will be able to give Senator Mosley-Braun a specific commitment before the Senate reconvenes Saturday. For instance, as with the Central Americans, there is an argument that -- as a matter of foreign policy -- you have the authority to delay enforcing the deportation of certain Haitians. However, the foreign policy rationale for invoking this authority seems weaker right now for the Haitians than it did for all of the Central Americans. Thus, NSC would like more time to make a better case for the Administration.

Another possibility is that the Attorney General -- knowing that Congress may provide relief to certain Haitians -- can exercise prosecutorial discretion and not deport those Haitians. For the Attorney General to exercise such discretion, however, the Haitian proposal needs to be much further along. Specific legislation needs to be introduced. Support from

both parties' leadership needs to be clearly articulated. And timing of the legislation needs to be more definite. Currently, Senator Mosley-Braun only seems to have loose commitments from Senators Mack and Abraham.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Email to Elena Kagan from Richard Socarides. Subject: Invitation (1 page)	11/08/1997	Personal Misfile

COLLECTION:

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

FOLDER TITLE:

[11/07/1997 - 11/09/1997]

2009-1006-F

jm39

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]

Draft 11/8/97 4:00pm

**PRESIDENT WILLIAM J. CLINTON
REMARKS FOR THE WHITE HOUSE
CONFERENCE ON HATE CRIMES
THE EAST ROOM
November 10, 1997**

Acknowledgments: VP Gore; AG Reno; Sec. Riley; Sec. Cuomo; Members of Congress; President Trachtenberg; Chuenee [shah-NAY] Sampson, Duke University student; people at satellite-linked conferences all over the country.

America is the world's most diverse democracy, bound together by a basic belief in the dignity of every human being -- and a basic respect for the laws that honor our values and keep our people safe. Respect for the law -- and the responsibility to reject violence -- are the glue that hold our society together. Our families can only thrive if they are free from the fear of crime or violence of any kind. And we must do everything we can to give them that security.

That is why we decided to hold the White House Conference on Hate Crimes. All over the world we see what happens when racial and ethnic animosity join forces with lawlessness, tearing countries and peoples apart. But, as Chuenee [shah-NAY] Sampson reminds us, even in America we hear too many stories like the 13-year-old African American boy who was nearly beaten to death when he rode his bicycle through the wrong neighborhood ... the gay American who was murdered as he walked home from a dinner party ... the Asian American who lost her store to a firebomb hurled by a racist ... or the Jewish American whose house of worship was desecrated by swastikas.

These violent acts are not just despicable examples of bias and bigotry -- they are crimes. They strike at the heart of what it means to be American, because they are the antithesis of the values that define us as a nation: Freedom. Equality. Respect for the law. And respect for one another.

Last year, I called on all Americans to begin a great national conversation on race -- and to come together across all our differences into one America. Part of what I hope we can achieve is a national affirmation of what we all know to be true: violence motivated by prejudice and hatred hurts us all -- and we must fight it on every front.

First, we must make sure our nation's laws protect all of our citizens. Our laws already punish crimes committed against people on the basis of race, religion, and national origin. But we must go even further. Today I am proposing to expand the principal federal hate crimes law to include crimes committed because of the victims' sexual orientation, gender, or disability. All Americans deserve protection from hate. And as President Harry Truman said 50 years ago when he became the first President to address a civil rights organization, "when I say all Americans, I mean all Americans." I am especially pleased that Senators Specter and Kennedy will soon introduce legislation to achieve this goal -- legislation I will fight to make the law of

the land.

Second, we must make sure our civil rights laws are consistently and vigorously enforced. Under Attorney General Reno's leadership, the Justice Department has taken aim at hate crimes with more prosecutions and tougher punishments. Today I am instructing every United States Attorney in the country to establish working groups to develop enforcement strategies, share best practices, and educate the public about hate crimes. The National Hate Crimes Network will marshal the resources of federal, state, and local law enforcement, community groups, and anti-violence advocates -- and it will give us another powerful tool to fight hate crimes.

I am also pleased to announce that we will assign over 40 more FBI agents and prosecutors to work on hate crimes enforcement. And the Justice Department will soon make its own hate crimes law enforcement training curriculum available to police departments around the country. Finally, the Department of Housing and Urban Development will launch an important new initiative to help victims of hate crimes sue their attackers for the harm they cause.

When it comes to enforcing civil rights laws, we need strong leadership. I nominated Bill Lann Lee to head the Civil Rights Division of the Department of Justice because he will provide that leadership. The son of Chinese immigrants, Bill Lee has seen the damaging force of discrimination, and he has dedicated his career to fighting for equal rights, without regard for ideology or political party. I urge Congress to give Bill Lee a fair vote by the full Senate. Partisan politics should not stand in the way of confirming the best qualified candidate -- and they must never stand in the way of the enforcement of our civil rights laws.

Third, we know that for many reasons, too many hate crimes go unreported -- and an unreported hate crime is an excuse to ignore the problem. I am pleased to announce that for the first time, the National Crime Victimization Survey used by the Justice Department to measure nationwide crime levels will include questions about hate crimes. This small addition will yield large results, giving us a better measure of the number of hate crimes, increasing what we know about how they occur, and encouraging victims to report hate crimes.

Finally, and perhaps most important, we must teach our children that to be an American means to respect the basic dignity of every human being. That is why I am so pleased that the Department of Education and the Justice Department are developing a comprehensive guide for educators to teach tolerance and mutual respect in our schools. And the Justice Department will launch a website to teach younger students about prejudice.

With these steps, we are drawing the line against hate crimes, and sending a message that we will not tolerate disrespect for our laws, for our people, or for our ideals.

And now I am looking forward to hearing from you about what you are doing to get tough on hate crimes.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 8-NOV-1997 17:02:25.00

SUBJECT: EEOC Caseload Data

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

If we get to 6 months average charge/complaint inventory within a year and half:

Est.	FY 2000	FY'97 Est. FY 2001	FY'98 Est.	FY 1999
Total Pending Charge/Complaint 50,515		79,448	68,019	68,689 62,854
Charge/Complaint 4.5	8.1	9.3	8.0	6.0
Inventory (months)				
Caseload per available 84.7	85.5	72.9	54.8	
41.4 investigator				

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Nicole R. Rabner (CN=Nicole R. Rabner/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 8-NOV-1997 19:11:41.00

SUBJECT:

TO: JANET (Pager) #MURGUIA (JANET (Pager) #MURGUIA [UNKNOWN])
READ:UNKNOWN

TO: BRUCE N. (Pager) #REED (BRUCE N. (Pager) #REED [UNKNOWN])
READ:UNKNOWN

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

TEXT:

Senate passed adoption bill, fyi -- looks good -- Nicole Rabner

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Nicole R. Rabner (CN=Nicole R. Rabner/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 8-NOV-1997 19:36:07.00

SUBJECT: ADOPTION TALKING POINTS

TO: Rahm I. Emanuel (CN=Rahm I. Emanuel/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

TO: Jessica L. Gibson (CN=Jessica L. Gibson/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

TO: Elizabeth R. Newman (CN=Elizabeth R. Newman/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:

This evening (Saturday evening) the Senate passed an adoption bill, with the strong urging of the Administration. The House had passed its bill last spring, with strong, formal support by the President. The Congress is working to resolve the differences of the two bills and pass legislation before the Congressional recess. Attached are internal talking points outlining the President and First Lady's commitment to the issue and record of accomplishment.===== ATTACHMENT 1 =====

ATT CREATION TIME/DATE: 0 00:00:00.00

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D66]MAIL476607110.316 to ASCII,
The following is a HEX DUMP:

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INTERNAL TALKING POINTS: ADOPTION LEGISLATION

- With the strong urging and support of the President and the First Lady, the Congress is working to pass historic, bipartisan legislation on adoption before the congressional recess.
- Last spring, the House of Representatives passed the Adoption Promotion Act of 1997, sponsored by Representatives Camp and Kennelly, with the strong support of the President.
- On Saturday evening, November 8, 1997, with the strong urging of the Administration, the Senate passed by unanimous consent the Promotion of Adoption, Safety, and Support for Abused and Neglected Children Act, sponsored by Senators Chafee and Rockefeller.
- With the close involvement of the Administration, the House of Representatives and the Senate are working to resolve the differences in their two bills and pass an adoption bill before the recess to ensure that a bill reaches the President's desk this year.
- The pending legislation builds on the commitment of the President to at least double the number of children from the child welfare system who are adopted or placed in permanent homes by the year 2002. It incorporates recommendations made by the Administration's *Adoption 2002* report to provide states with financial incentives to increase the number of children adopted and to make other changes in federal law that will make adoption easier and move children more quickly out of foster care and into permanent homes.
- The President and the First Lady are committed to improving our nation's child welfare system for the thousands of children who come to rely on it because their own homes jeopardize their health or well-being. Today, approximately 500,000 of America's children live in our nation's foster care system.
- The President and the First Lady have worked hard on this legislation. Last December, the President directed the Secretary of Health and Human Services to conduct wide consultations and report to him with specific recommendations for legislative and administrative strategies to move children more rapidly from foster care to permanent homes and to meet the goal of at least doubling adoptions and other permanent placements by the year 2002.
- Issuing the Executive Memorandum on adoption in a radio address, the President said, "With this effort we're saying no child should be trapped in the limbo of foster care; no child should be uncertain what the word "family" or "parent" or "home" mean, particularly when there are open arms waiting to welcome these children into safe and strong households, where they can build good, caring lives." [December 16, 1997]
- On Valentine's Day, 1997, the President received the formal recommendations for legislative and administrative action -- in a report called *Adoption 2002* -- in an Oval Office ceremony. There, he committed to (1) making sure that children's health and safety are the paramount

concerns of the child welfare system; (2) meeting the goal of doubling the number of adoptions each year by working with states to set state-by-state annual targets and to provide assistance for innovative strategies; (3) proposing legislation to give bonuses to states for each adoption over the prior year's total, with larger bonuses for adoptions of children with special needs; (4) working with Congress to shorten the time a child in foster care waits for a court hearing; (5) establishing national awards for excellence in promoting adoption; and (6) redoubling efforts to make sure that no child of one race is deprived of a loving home when a child of another race is prepared to give it.

- Committing to aggressive legislative and administrative action, the President said "Putting this plan into place today will mean that we are ensuring that no child will languish in foster care." [February 14, 1997]
- The Adoption Promotion Act of 1997, which the House of Representatives passed last spring and the President's strongly supported, reflects the President's priorities. The Senate bill currently under consideration also reflects the President's priorities and commitment to improving our nation's child welfare system. The Administration is very hopeful that a bill will reach the President's desk this year.
- If passed, this legislation would build on the President's strong record on promoting adoption. For example, the President has:

Made adoption more affordable for families by signing into law the Small Business Job Protection Act of 1996, which provides a \$5,000 tax credit for families adopting children and a \$6,000 tax credit for families adopting children with special needs;

Broke down racial and ethnic barriers to adoption by signing the Multi-Ethnic Placement Act in 1994 and by strengthening it through the Small Business Job Protection Act of 1996 to ensure that the adoption process is free from discrimination and delays on the basis of race, culture and ethnicity; and

Provided supports for child protection and adoption by signing into law the Family and Medical Leave Act in 1993, which enables parents to take time off to adopt a child without losing their jobs or health insurance and ensuring that the welfare reform law maintained the guarantee of child protection and adoption, and did not reduce funds for child welfare, child abuse, foster care and adoption service.

- November is National Adoption Month. Last week, the President issued an proclamation, which urged, "**As a Nation, we have before us an opportunity to make a real difference in the lives of our most vulnerable children. As we observe National Adoption Month, we reaffirm our commitment to adoption as a new beginning for thousands of children, and we celebrate the many American families who have embraced these children by accepting the rewards and responsibilities of adoption.**" [November 4, 1997]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Alice E. Shuffield (CN=Alice E. Shuffield/OU=OMB/O=EOP [OMB])

CREATION DATE/TIME: 8-NOV-1997 20:51:24.00

SUBJECT: OMB Legislative Report -- November 8, 1997

TO: DAVIS_W@A1@CD@LNGTWY (DAVIS_W@A1@CD@LNGTWY [UNKNOWN]) (NSC)
READ:UNKNOWN

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

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

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

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

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

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

TO: Christopher R. Ulrich (CN=Christopher R. Ulrich/O=OVP@OVP [UNKNOWN])
READ:UNKNOWN

TO: Wesley P. Warren (CN=Wesley P. Warren/OU=CEQ/O=EOP@EOP [CEQ])
READ:UNKNOWN

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

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

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

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

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

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

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

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

TO: Kristen E. Panerali (CN=Kristen E. Panerali/OU=OPD/O=EOP@EOP [OPD])

READ:UNKNOWN

TO: Kenneth L. Schwartz (CN=Kenneth L. Schwartz/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

TO: Janie L. Jeffers (CN=Janie L. Jeffers/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: Steven L. Schooner (CN=Steven L. Schooner/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

TO: Rhodia D. Ewell (CN=Rhodia D. Ewell/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

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

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

TO: Edward M. Rea (CN=Edward M. Rea/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

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

TO: Robert M. Shireman (CN=Robert M. Shireman/OU=OPD/O=EOP@EOP [OPD])
READ:UNKNOWN

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

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

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

TO: Eugene M. Ebner (CN=Eugene M. Ebner/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: Russell W. Horwitz (CN=Russell W. Horwitz/OU=OPD/O=EOP@EOP [OPD])

READ:UNKNOWN

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

TO: Mary Jo Siclari (CN=Mary Jo Siclari/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: Justine F. Rodriguez (CN=Justine F. Rodriguez/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: ABRAMSON_K@A1 (ABRAMSON_K@A1 @ CD @ LNGTWY [UNKNOWN])
READ:UNKNOWN

TO: Kate P. Donovan (CN=Kate P. Donovan/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

TO: Richard A. Mertens (CN=Richard A. Mertens/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: Mark A. Weatherly (CN=Mark A. Weatherly/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

TO: Melinda D. Haskins (CN=Melinda D. Haskins/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

TO: Daniel C. Tate (CN=Daniel C. Tate/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

TO: Shelley N. Fidler (CN=Shelley N. Fidler/OU=CEQ/O=EOP@EOP [CEQ])
READ:UNKNOWN

TO: Nancy L. Brandel (CN=Nancy L. Brandel/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

TO: Philip R. Dame (CN=Philip R. Dame/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

READ:UNKNOWN

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

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

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

TO: Jeffrey A. Weinberg (CN=Jeffrey A. Weinberg/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: HOLSTEIN_E@A1 (HOLSTEIN_E@A1 @ CD @ LNGTWY [UNKNOWN])
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TO: James J. Jukes (CN=James J. Jukes/OU=OMB/O=EOP@EOP [OMB])
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TO: FOLEY_M@A1 (FOLEY_M@A1 @ CD @ LNGTWY [UNKNOWN]) (WHO)
READ:UNKNOWN

TO: Bernard H. Martin (CN=Bernard H. Martin/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

TO: Bruce D. Long (CN=Bruce D. Long/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

TO: Philip A. DuSault (CN=Philip A. DuSault/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: Ronald M. Cogswell (CN=Ronald M. Cogswell/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: Alan B. Rhinesmith (CN=Alan B. Rhinesmith/OU=OMB/O=EOP@EOP [OMB])
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TO: Jill M. Blickstein (CN=Jill M. Blickstein/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

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

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

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READ:UNKNOWN

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

TO: Ruby Shamir (CN=Ruby Shamir/OU=WHO/O=EOP@EOP [WHO])
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TO: Sean E. O'Connor (CN=Sean E. O'Connor/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: Eric R. Anderson (CN=Eric R. Anderson/O=OVP@OVP [UNKNOWN])
READ:UNKNOWN

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

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

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READ:UNKNOWN

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

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READ:UNKNOWN

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

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

TO: M. Jill Gibbons (CN=M. Jill Gibbons/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

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

TO: Carol Thompson-Cole (CN=Carol Thompson-Cole/OU=OMB/O=EOP@EOP [OMB])

READ:UNKNOWN

TO: Joseph M. Wire (CN=Joseph M. Wire/OU=OMB/O=EOP@EOP [UNKNOWN])
READ:UNKNOWN

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

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

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

TO: Kathryn B. Stack (CN=Kathryn B. Stack/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

TO: Anne H. Lewis (CN=Anne H. Lewis/OU=OPD/O=EOP@EOP [OPD])
READ:UNKNOWN

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

TO: Jill M. Pizzuto (CN=Jill M. Pizzuto/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: Andrew M. Schoenbach (CN=Andrew M. Schoenbach/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: Edward A. Brigham (CN=Edward A. Brigham/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: Francis S. Redburn (CN=Francis S. Redburn/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

TO: Larry R. Matlack (CN=Larry R. Matlack/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: Gary L. Bennethum (CN=Gary L. Bennethum/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

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

TO: Toni S. Hustead (CN=Toni S. Hustead/OU=OMB/O=EOP@EOP [OMB])

READ:UNKNOWN

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

TO: Julie E. Mason (CN=Julie E. Mason/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

TO: Linda Lance (CN=Linda Lance/OU=CEQ/O=EOP@EOP [CEQ])
READ:UNKNOWN

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

TO: LEVIN_P@A1 (LEVIN_P@A1 @ CD @ LNGTWY [UNKNOWN])
READ:UNKNOWN

TO: Ben A. Freeland (CN=Ben A. Freeland/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

TO: Ananias Blocker III (CN=Ananias Blocker III/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

TO: MCKIERNAN_K@A1 (MCKIERNAN_K@A1 @ CD @ LNGTWY [UNKNOWN])
READ:UNKNOWN

TO: James B. Kazel (CN=James B. Kazel/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

TO: Lucia A. Wyman (CN=Lucia A. Wyman/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

TO: Stacey L. Rubin (CN=Stacey L. Rubin/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN

TO: Annette E. Rooney (CN=Annette E. Rooney/OU=OMB/O=EOP@EOP [OMB])

READ:UNKNOWN

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

TO: Anna M. Briatico (CN=Anna M. Briatico/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

TO: Ingrid M. Schroeder (CN=Ingrid M. Schroeder/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: Janet R. Forsgren (CN=Janet R. Forsgren/OU=OMB/O=EOP@EOP [OMB])
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TO: James C. Murr (CN=James C. Murr/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

TO: Bruce W. McConnell (CN=Bruce W. McConnell/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

TO: Susanne D. Lind (CN=Susanne D. Lind/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

TO: Richard P. Emery Jr. (CN=Richard P. Emery Jr./OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

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

TO: William A. Halter (CN=William A. Halter/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

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

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

READ: UNKNOWN

TEXT:

TO: DIRECTOR FRANK RAINES
DEPUTY DIRECTOR JACK LEW
ACTING DEP. DIRECTOR FOR MANAGEMENT ED
DESEVE
EXECUTIVE ASSOCIATE DIRECTOR JOSH GOTBAUM

FROM: OMB LEGISLATIVE AFFAIRS

DATE: NOVEMBER 8, 1997

SUBJECT: LEGISLATIVE REPORT

The House today approved H.R. 2631 - Military Construction LIV Disapproval Bill - by a vote of 352 to 64.

CONGRESS TODAY (11/8)

SENATE

Approved (91-4) Labor/HHS/Education Appropriations Conference Report

Passed (UC) the Senate version of the Adoption bill (the bill will now go to conference)

The Senate passed the following bills by unanimous consent:

- o S. 508 - A bill to provide for the relief of Mi Hoa Jasmin Salehi
- o S. 857 -- A bill for the relief of Roma Salobit
- o S. 1304 -- A bill for the relief of Belinda McGregor, as amended
- o H.R. 2731 -- A bill for the relief of Roy Desmond Moser
- o H.R. 2732 -- A bill for the relief of John Andre Chalot
- o H.R. 1787 -- Asian Elephant Conservation Act of 1997
- o S.Con.Res. 66 -- To correct the enrollment of S. 399
- o H.R. 497 -- To Repeal the Federal charter of Group Hospitalization for Medical Services, with a technical amendment
- o S.Con.Res. 58 -- Expressing the concern of Congress regarding Russia's newly passed religion law
- o S. 1026 -- A Conference Report to reauthorize the Export Import Bank
- o H.R. 1086 -- To Codify Laws related to Transportation
- o S. 759 -- A bill to amend title 38, United States Code, to increase certain rates of educational assistance, and for other purposes.
- o S. 1193 -- To extend the authorization of the aviation insurance program, as amended
- o S.Res. 93 -- Designating a National Family Week
- o S. 1258 -- Job Opportunity and Welfare Reduction Act of 1997
- o S. 1347 -- Cleveland Land Conveyance Bill

HOUSE

Suspended the rules and passed the following bills by roll call vote:

- o Approved (352-64) H.R. 2631 - Military Construction LIV Disapproval Bill, clearing the measure for the President [No SAP; Senate SAP sent 10/30: POTUS will veto]
- o Approved (291-125) H.R. 2534 - Agricultural Research, Extension, & Education Reauthorization Act; Upon approval of the bill, Mr. Obey

opposed the motion to go to conference.

[No SAP]

o Adopted (412-0) H.R. 2813 - Waive Time Limitation on Awarding Medals of Honor

Adopted the following suspensions by voice vote:

o H. Res. 122 - Sense of the House regarding Tactile Currency for the Blind

o H.R. 2614 - Reading Excellence Act

[SAP sent 11/7: Supports House passage if anticipated amendments are included in the bill]

o S. 813 -- Veterans' Cemetery Protection Act of 199

o S. 1377 - Technical Corrections to the American Legion Charter

o H.R. 2513 - Restoration and Modification of Provisions of the Taxpayer Relief Act of 1997

o H.R. 2513 - Restoration and Modification of Provisions of the Taxpayer Relief Act of 97

[SAP sent 11/8: support the tax fixes, but the offsets may not be sufficient to cover the PAYGO revenue losses; will work with the Congress.]

Tabled (215-193, 2 present) House Res. 315 -- Regarding the contested election case in California

Adopted (voice vote) the Rule, passed by the Committee today, to allow same-day consideration of resolutions reported by the Committee

Agreed (233-170) to the motion to adjourn

CONGRESS TOMORROW (11/9):

SENATE

Convene at 1pm.

(Possible) Consider an omnibus appropriations bill, containing the following 3 appropriations measures, as a substitute to the House-passed DC bill:

o District of Columbia

[SAP sent, 9/18: Senior Advisers recommend veto if the bill contains the school voucher amendment.]

o Commerce/Justice/State

o Foreign Operations

Consider FDA Reform Conference Report (likely Sunday)

[HHS letter sent: Senior Advisers Veto Threat for medical device provision]

Fast Track Legislation (Senate likely to vote later next week, if Fast Track passes the House)

(Possible) Consider H.R. 2624 - A Bill Disapproving the Cancellations Transmitted by the President on October 6, 1997 regarding the FY 1998 Military Construction Appropriations Act

[SAP sent, 11/8: President would veto the bill]

HOUSE

Convene at 2:00pm.

Consider H.R. 2621 - Reciprocal Trade Agreement Authorities Act of 1997

(Possible) Consider an omnibus appropriations bill, for the remaining FY 1998 Appropriations measures:

- o District of Columbia
[SAP sent, 9/18: Senior Advisers recommend veto if the bill contains the school voucher amendment.]
- o Foreign Operations
- o Commerce/Justice State

The House will take up other measures cleared for action. Suspensions may be brought up with an Hour's Notice. (Please contact our office at 5-4790 if you would like a list of the items that could come to the floor.)

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002. email	Phone No. (Partial) (1 page)	11/09/1997	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[11/07/1997 - 11/09/1997]

2009-1006-F

jm39

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

CREATION DATE/TIME: 9-NOV-1997 10:56:07.00

SUBJECT: VP Speech for Conference

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

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

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

TEXT:

----- Forwarded by Thomas L. Freedman/OPD/EOP on 11/09/97
10:53 AM -----

Thomas M. Rosshirt @ OVP
11/09/97 10:27:00 AM
Record Type: Record

To: Thomas L. Freedman/OPD/EOP
cc:
Subject:

Tom:

Here is a draft of the VP's remarks for the hate crimes conference. To respond -- you can email me back, page me through signal, or fax me at home at P6/(b)(6).

[002]

Thanks,

Tom

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D86]MAIL42600421T.316 to ASCII,
The following is a HEX DUMP:

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Remarks for Vice President Al Gore
White House Conference on Hate Crimes
November 10, 1997

Some 27 centuries ago, the Greek poet Homer described hatred as “a little thing at first, [which] thereafter grows until [it] strides the earth with [its] head striking heaven.” We have seen in our own century many awful examples of hatred, born of prejudice and arrogance, destroying lives and fracturing nations. We are here today to open and advance a discussion of this perilous threat as it affects America today: through the appalling profusion and persistence of hate crimes.

Hate crimes are as pervasive as they are perverse. They target homes and houses of worship. They feature arson, assault, and murder. They exempt no race, region, or religion.

And they are vicious. Hate crimes are much more likely to involve assault, lead to physical injury, and require hospitalization. And they are much more likely to be perpetrated against a complete stranger -- because in hate crimes, the perpetrators attack for the sole and sick purpose of punishing people for being “different.”

The act of attacking people for being different should send a shiver through the soul of America. We are a nation of expanding diversity, founded and sustained and distinguished among the nations of the world by our commitment to the equality of human beings, and to the protection of their inalienable rights. Any attack by some Americans against the rights of other Americans on the basis of race, color, religion, gender, disability, national origin, or sexual orientation is an attack on America itself.

That’s why President Clinton has taken unprecedented action to curb hate crimes. The President pushed for, and signed, the Hate Crimes Sentencing Enhancement, that lengthens sentences for hate crimes. We have vigorously prosecuted hate crimes under federal civil rights statutes. We have deployed the expertise of the ATF in investigating bomb and arson incidents; we have established, within the FBI, a Hate Crime Unit, and begun collecting national data on hate crimes. We have begun to study the psychological effects of hate crimes, assembled a task force to investigate and prosecute cases of church arson, and deployed the Department of Justice Community Relations Service to cool the hot sparks of hate crimes before they can burst into flame and engulf an entire community. We have also begun working with schools to prevent the kind of behavior that leads to hate crimes.

We are proud of our record in fighting hate crimes, but we are not finished. We must press on to repudiate and discredit acts of hatred and bigotry in our own communities, and teach future generations of Americans never to hate or discriminate. This is a lofty goal, but if we hope to live together in peace, diversity and democracy, how can we aim for anything less?

We are lucky -- in this pursuit -- to be able to turn to the leadership of a man who witnessed -- growing up -- the awful effects of hatred and prejudice, and turned decisively in the

opposite direction. I am honored to introduce one of the most tolerant, big-hearted, open-minded men in America -- a President with boundless faith in the goodness of human beings, and in the promise of America. Ladies and Gentlemen: President Bill Clinton.

Automated Records Management System
Hex-Dump Conversion

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Nicole R. Rabner (CN=Nicole R. Rabner/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 9-NOV-1997 16:18:53.00

SUBJECT:

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

READ:UNKNOWN

TEXT:

fyi not to share hoagland agreed to OMB capped scoring, i.e. cheaper bill
-Nicole

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: William R. Kincaid (CN=William R. Kincaid/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 9-NOV-1997 16:58:44.00

SUBJECT: November 19 Race Advisory Board Meeting

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Elena--

Just left you a voice mail -- I hope we (or at least you and others within DPC) can connect on this so we can get some feedback to the race initiative folks soon, and probably that ought to be Monday. Julie F. and I have talked about this and it looks to us like they still have a ways to go before some pieces of this will make sense.

Thanks.

-- Bill

----- Forwarded by William R. Kincaid/OPD/EOP on 11/09/97
04:55 PM -----

Scott R. Palmer

11/07/97 09:57:31 AM

Record Type: Record

To: Elena Kagan/OPD/EOP, Robert M. Shireman/OPD/EOP, William R. Kincaid/OPD/EOP, Julie A. Fernandes/OPD/EOP

cc: Lin Liu/PIR/EOP

Subject: November 19 Race Advisory Board Meeting

Attached is the latest version of the memo I sent to you yesterday concerning the possible agenda for the November 19 Meeting of the President's Advisory Board on Race. Not much has changed from the version that I sent to you yesterday, but I wanted to keep you all informed. I also wanted to urge each of you to let me know of any comments or suggestions that you have as soon as possible. We are getting very close to the time when we have to move forward. Also, feel free to give me a call at X5-1047 if you have any questions. Thanks.

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

ATT CREATION TIME/DATE: 0 00:00:00.00

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D5]MAIL478616212.316 to ASCII,

The following is a HEX DUMP:

ONE AMERICAN IN THE 21ST CENTURY

The New Executive Office Building
Washington, DC 20503
202/395-1010

DRAFT (11/7/97)

MEMORANDUM

TO: Judith A. Winston
Lin Liu
Education Team

Automated Records Management System
Hex-Dump Conversion

FROM: Scott R. Palmer

SUBJECT: Proposed Messages and Agenda for November 19 Advisory Board Meeting

DATE: November 7, 1997

While it is still a work in progress, this memorandum attempts to present our latest thinking on the November 19 Advisory Board meeting, which will focus primarily on the value of diversity in higher education. It presents suggested messages that we intend will emerge from the Advisory Board meeting, a proposed agenda for the meeting, possible presenters, and other ideas for your consideration. An asterisk beside the name of a potential participant indicates a top choice; an italicized name indicates that the potential participant has been contacted to see if he/she would be available if the agenda develops in a certain way and he/she is invited to address the Board; a redlined name indicates that the potential participant is available. Please provide me with any comments or suggestions as soon as possible.

I. Messages to Emerge From Advisory Board Meeting

A. Primary Message: "The Value of Diversity in Higher Education"

Colleges and universities that promote diversity can greatly contribute to improving race relations in the 21st Century and to creating a stronger, more just, and more united American community.

Minority participation in higher education has increased dramatically in the last several decades. Studies indicate that this increased racial diversity can yield substantial educational benefits for all students. By bringing together students of different backgrounds, colleges and universities are teaching students critical lessons about how to live and work together, and they are exposing students to new perspectives that enrich the learning environment. Increased minority participation in higher education can also help

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
003. email attachment	Memo re: President's Advisory Board on Race [partial] (4 pages)	11/07/1997	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[11/07/1997 - 11/09/1997]

2009-1006-F

jm39

RESTRICTION CODES

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

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

P1 National Security Classified Information [(a)(1) of the PRA]
P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
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RR. Document will be reviewed upon request.

overcome racial disparities in society by providing quality education to traditionally underserved groups.

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In order to realize these benefits of diversity, institutions must be committed to change. There are many colleges and universities across America that have developed and are continuing to develop policies and programs that can foster these benefits of diversity. At its November 19 meeting, the Advisory Board will discuss the value of diversity in higher education and will identify existing programs, policies, and partnerships that are promoting the value of diversity on campuses across America.

B. Secondary Message: "Continuing Discrimination and Civil Rights Enforcement"

While America has made great progress in race relations, racial discrimination still exists in various sectors of society, and it manifests itself in ways that are sometimes blatant but more often subtle and hard to detect. Enhanced enforcement of existing civil rights laws can help eliminate these continuing vestiges of discrimination.

II. Proposed Agenda (including suggested panels and presenters) [Please note that the times are only tentative and will undoubtedly have to be adjusted.]

8:00 am Doors open

9:00 am - 9:45 am Chairman opens meeting and recognizes William Kirwan, President, University of Maryland, who will make some brief welcoming remarks.

Reports from Chairman and Executive Director; Chairman recognizes invited guests and distinguished attendees.

Brief opening statements from Board members concerning recent activities (e.g., Hate Crimes Conference)

Chairman introduces Primary Agenda Item: "Value of Diversity in Higher Education."

9:45 am - 10:15 am Panel #1: "Perspectives on the Value of Diversity in Higher Education" [3 panelists]

- Panelist #1: President of Prestigious College/University ("Here is why diversity is essential to the educational experience...").
Options include:

- 1.
- 2.
- 3.
- 4.

P6/(b)(6)

[003]

ONE AMERICA IN THE 21ST CENTURY
Panelist #2: Business Leader (“The business community demands college graduates who understand the value of diverse perspectives and who have learned how to function in diverse environments...”). Options include, but are not limited to:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

P6/(b)(6)

- Panelist #3: Student Leader or Faculty Member (“Let me tell you why I (have learned a lot from/can teach more effectively in) a diverse environment...”). Options are being developed.

- 1.
- 2.
- 3.

10:15 am - 10:45 am Board discussion with Panel #1

10:45 am - 11:15 am Panel #2: “Evidence on the Value of Diversity in Higher Education: What Works on Campus” [3 panelists]

- Panelist #1: Researcher/Faculty From Racially Diverse Institution (“Evidence shows that racial diversity can yield positive educational outcomes, especially for white students, but only where the campus works to create a supportive environment and opportunities for positive cross-racial interactions ...”). Options include, but are not limited to:

- 1.
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- 3.
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- Presenter #2: President of HBCU, HSI, or Tribal College (“My

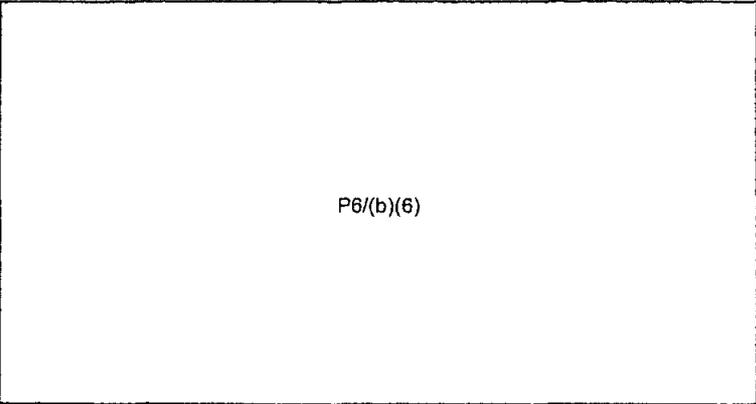
colleague spoke of the importance of institutional commitment and supportive learning environment in promoting the benefits of diversity, ..., minority serving institutions have been showing that commitment for years with positive results for minority students, and we can teach the larger higher education community a great deal... (In addition, we too appreciate the value of diversity, and we have created partnerships with other institutions to capture that value...)." Options include:

ONE AMERICA IN THE 21ST CENTURY

1.

2.

3.

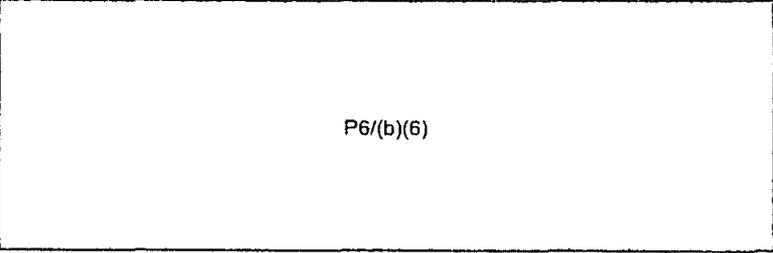


- Panelist #3: Faculty/Students Heading Concrete Diversity Program ("We want to give you a specific example of a program promoting positive cross-racial experiences for all students...") Options include, but are not limited to:

1.

2.

3.



11:15 am - 11:45 am Board discussion with Panel #2

11:45 pm - 1:00 pm Lunch: Each Advisory Board member will anchor a table and lead a discussion with a small group (<10) of faculty, staff, students, and/or community leaders about issues related to diversity in higher education. Participants will come from the Washington, D.C. region *or* from the University of Maryland community. This gives us a chance to be sure that diverse perspectives are adequately represented. **(The University of Maryland has volunteered to help us identify and confirm table**

participants.)

1:00 pm - 1:30 pm **ONE AMERICA IN THE 21ST CENTURY**
Reports from lunch discussions

2:00 pm - 2:30 pm **Panel #3: "Methods for Promoting Inclusion/Diversity in Higher Education" [2 or 3 panelists]**

- **Panelist #1: Prominent Higher Education Leader Discussing "The Tool of Affirmative Action"** ("We have heard powerful evidence today about the value of diversity in higher education. Let me explain why one, though only one, important tool to promote that diversity must be so-called affirmative action..."). Options include, but are not limited to:

- 1.
- 2.
- 3.

P6/(b)(6)

- **Presenter(s) #2 (and #3): Higher Education Leader(s) Discussing Other Tools to Promote Inclusion** (including so-called pipeline programs) ("Affirmative action is an important tool to promote diversity, but it is only one such tool. Let me tell you what else we are doing to promote inclusion..."). Options include, but are not limited to:

- 1.
- 2.
- 3.
- 4.

P6/(b)(6)

2:30 pm - 3:00 pm Board discussion with Panel #3

3:00 pm - 3:30 pm Advisory Board action statement(s) concerning value of diversity and importance of strategies to promote diversity.

Board discussion of Secondary Agenda Item: "Continuing Discrimination and Civil Rights Enforcement;" Board recommends increased support for enforcement.

Board wrap up, including statement of December meeting topic on

primary/secondary education and the importance of so-called pipeline
programs to promote diversity in higher education.

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3:30 pm - 4:00 pm Press availability

III. Details of Other Ideas

- We recommend asking other college/university presidents beyond those participating, and perhaps other groups of participants as well, to provide supporting essays to the Advisory Board concerning the value of diversity in higher education. (Most presidents, if not all, have already written such pieces.) This will provide a sense of national support behind the presidents who are speaking. It also will help us promote increased participation.
- If possible and beneficial, we recommend that invited guests (i.e., members of the Cabinet) sit in with the Advisory Board at each meeting to promote involvement in the Initiative.
- We recommend that the meeting be more interactive by having a working lunch with invited attendees. Our vision is that each Advisory Board member will anchor a table along with presenters, students, faculty, and staff and discuss concrete questions that we provide, such as "The Campus Environment: What are colleges doing right to foster an appropriate environment for positive cross-racial interactions? What could be improved?" After lunch, one participant from each table (or each Advisory Board member) would report back to the Board and the audience with a list of responses to each question. (This idea is modeled from a recent event in Fairfax County.)

SRP

Draft 11/9/97 6:45pm.

**PRESIDENT WILLIAM J. CLINTON
REMARKS FOR THE WHITE HOUSE
CONFERENCE ON HATE CRIMES
THE GEORGE WASHINGTON UNIVERSITY
November 10, 1997**

Acknowledgments: VP Gore; AG Reno; Sec. Riley; Sec. Cuomo; Members of Congress; President Trachtenberg; Chuenee [shuh-NAY] Sampson, Duke University student; 1000s of people at satellite-linked conferences all over the country.

America is the world's most diverse democracy, founded on a basic belief in the dignity of every human being, and bound together by a basic respect for the laws that preserve our values and keep our people safe. Our families can only thrive if they are free from the fear of crime and violence. And we must do everything we can to give them that security.

That is one of the reasons we decided to hold the White House Conference on Hate Crimes. All over the world we see what happens when racial and ethnic animosity join forces with lawlessness, tearing countries, peoples, and families apart. But even in America we hear too many stories like the 13-year-old African American boy nearly beaten to death when he rode his bicycle through the wrong neighborhood ... the gay American murdered as he walked home from work ... the Asian American who lost her store to a firebomb hurled by a racist ... or the Jewish American whose house of worship was desecrated by swastikas ... and too many more.

These violent acts are not just despicable examples of bias and bigotry -- they are crimes. They strike at the heart of what it means to be American, because they are the antithesis of the values that define us as a nation: Freedom. Equality. Respect for the law. And respect for one another.

Last year, I called on all Americans to begin a great national conversation on race -- and to come together across all our differences into one America. We know that we can only fight prejudice by fighting the misunderstanding and ignorance that produce it. And part of what I hope we can achieve is a national affirmation of what we all know to be true: violence motivated by prejudice and hatred hurts us all -- and we must fight it on every front.

First, we must make sure our nation's laws protect all of our citizens. Our laws already punish crimes committed against people on the basis of race, religion, and national origin. But we must go even further. Today I am proposing to expand the principal federal hate crimes law to include crimes committed because of the victims' sexual orientation, gender, or disability. All Americans deserve protection from hate. And as President Harry Truman said 50 years ago, "when I say all Americans, I mean all Americans." I am especially pleased that Senators Specter and Kennedy will soon introduce legislation to achieve this goal -- legislation I will fight to make the law of the land.

Second, we must make sure our civil rights laws are consistently and vigorously enforced. Under Attorney General Reno's leadership, the Justice Department has taken aim at hate crimes, with more prosecutions and tougher punishments. Starting today, every United States Attorney in the country will establish or expand working groups to develop enforcement strategies, share best practices, and educate the public about hate crimes. This national hate crimes network will marshal the resources of federal, state, and local law enforcement, community groups, educators, and anti-violence advocates -- and it will give us another powerful tool to fight hate crimes.

I am also pleased to announce that we will assign over 70 more FBI agents and prosecutors to work on hate crimes enforcement. And the Justice Department will make its own hate crimes training curriculum available to state and local law enforcement training centers around the country. Finally, the Justice Department and HUD are launching an important new initiative to help victims of housing-related hate crimes sue their attackers for the harm they cause.

When it comes to enforcing civil rights laws, we need strong leadership. I nominated Bill Lann Lee to head the Civil Rights Division of the Department of Justice because he will provide that leadership. The son of Chinese immigrants, Bill Lee has seen the damaging force of discrimination, and he has dedicated his career to fighting for equal rights, without regard for ideology or political party. I urge Congress to give Bill Lee a fair vote by the full Senate. Partisan politics should never stand in the way of confirming the best qualified candidate -- and they must never stand in the way of the enforcement of our civil rights laws.

Third, we know that for many reasons, too many hate crimes go unreported -- and an unreported hate crime is an excuse to ignore the problem. I am pleased to announce that for the first time, the National Crime Victimization Survey used by the Justice Department to measure nationwide crime levels will include questions about hate crimes. This small addition will yield large results, giving us a better measure of the number of hate crimes, and increasing what we know about how they occur.

Finally, and perhaps most important, we must teach our children that to be an American means to respect the dignity of every human being. That is why I am so pleased that the Education and Justice Departments will distribute to every school district in the country a hate crimes resource guide. This guide will direct educators to materials they can use to teach tolerance and mutual respect in our schools. And today the Justice Department is launching a website where younger students can learn about prejudice and the harm it causes.

With these steps, we are drawing the line against hate crimes and the people who commit them. And we are sending a message to the world that in America, we will not tolerate disrespect for our laws, for our people, or for our ideals. In America, we truly are one people, one nation, under God.

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004. email	Phone No. (Partial) (1 page)	11/09/1997	P6/b(6)

COLLECTION:

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

FOLDER TITLE:

[11/07/1997 - 11/09/1997]

2009-1006-F

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RESTRICTION CODES

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

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RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Nicole R. Rabner (CN=Nicole R. Rabner/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 9-NOV-1997 19:20:21.00

SUBJECT:

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READ:UNKNOWN

TO: JOSHUA (Pager) #GOTBAUM (JOSHUA (Pager) #GOTBAUM [UNKNOWN])
READ:UNKNOWN

TEXT:

pls call mary bourdette asap re: off-set

P6(b)(6)

[004]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-NOV-1997 20:33:38.00

SUBJECT: Announcements for Hate Crimes Conference

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

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

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

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

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

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

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

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

CREATION DATE/TIME: 9-NOV-1997 22:23:29.00

SUBJECT: Q's and A's for Hate Crime Conference

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READ:UNKNOWN

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

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

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READ:UNKNOWN

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

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

TEXT:

Here are the q's and a's. Let me know if you need anything else. Mary=====
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**WHITE HOUSE CONFERENCE ON HATE CRIMES
QUESTIONS AND ANSWERS
NOVEMBER 10, 1997**

Q: What is a hate crime?

A: As a general matter, a hate crime is a crime committed against a person or property that is motivated by bias against the victim's race, color, religion, gender, national origin, sexual orientation, disability, or familial status. However, it is important to understand that hate crimes are defined by various federal and state criminal statutes, and these statutory definitions differ in their particulars from jurisdiction to jurisdiction. The principal federal hate crimes statute, for example, is currently limited to crimes committed because of the victim's race, color, religion or national origin; it does not include crimes committed because of the victim's gender, sexual orientation, or disability.

Q: What policies did the President announce at the Hate Crimes Conference?

A: The President announced several initiatives to ensure effective law enforcement, including the creation of working groups in every U.S. Attorney's district in the country to improve coordination among local, state, and federal prosecutors; the addition of new FBI agents and prosecutors to work on enforcement of hate crimes laws; the development of model curriculum for training law enforcement officers to deal with hate crimes; and the establishment of a new program at the Department of Housing and Urban Development to ensure that perpetrators of housing-related hate crimes pay money damages to their victims. The President also announced support for expanding the principal federal hate crimes statute to prohibit hate crimes based on gender, sexual orientation, and disability.

Q: What specific changes to current federal law is the President supporting?

A: The President announced his support for new federal legislation, which will soon be introduced by Senators Kennedy and Specter, to expand the principal federal hate crimes statute. The current statute prohibits any use of force that is based on a person's race, color, religion, or national origin and that is intended to interfere with certain specified federally protected activities. The proposed legislation would make illegal any act of force based on these prohibited characteristics and leading to bodily injury, even if the act did not interfere with federally protected activities. Further, the proposed legislation would prohibit any hate crime causing bodily injury that is based on sexual orientation, gender, or disability, as long as there is a connection with interstate commerce.

Q: How many hate crimes are there each year? Are hate crimes increasing?

A: In 1991, there were 4,558 reported incidents of hate crimes; in 1995, there were 7,947

reported incidents of hate crimes; and in 1996, there were 8,759 reported incidents. But these statistics almost certainly under-report hate crimes to a significant extent, and the rise in the number of reported incidents may be due to improvements in reporting, rather than to increases in crime. There are two reasons for thinking that current statistics under-report hate crime. First and most important, submission of hate crimes data to the FBI is voluntary, and many law enforcement agencies do not submit data at all or submit incomplete data. In addition, many victims of hate crimes fail to report the incidents because of fear, humiliation, or language difficulties. For example, 60% of the victims of anti-gay incidents who reported their incidents to private tracking groups did not report the incidents to the police, in many cases because of a fear of mistreatment or unwanted exposure.

Q: Is the Hate Crimes Conference part of the Race Initiative?

A: The Hate Crimes Conference addresses many of the ideas that the President will consider as part of the Race Initiative -- in particular, the enormous harms caused by intolerance and prejudice. The Hate Crimes Conference, however, addresses not only racial differences, but also differences in religious beliefs, sexual orientation, gender, and disability. Members of the President's Initiative on Race are actively participating in the Hate Crimes Conference as well as at some of the 50 or so satellite sites across the country.

Q: What is the Administration doing about hate on the Internet?

A: It is important to distinguish between hate crime and hate speech. Speech on the Internet is protected by the Constitution. The Clinton Administration is not regulating the Internet. However, there are many organizations such as the Anti-Defamation League that are working in cooperation with software companies such as America Online to develop programs for use by parents to be able to protect their children by filtering out hate sites.

Q: Didn't the Clinton Administration overreact to the church arson problem?

A: No. President Clinton established the National Church Arson Task Force (NCAFT) in June 1996 to oversee the investigation and prosecution of arsons at houses of worship around the country because federal authorities noticed an increase in the number of arsons reported toward the end of 1995, especially at African American churches in the South. Since January 1995, there have been 240 arrests and over 100 convictions, though not all the incidents were racially motivated. The Clinton Administration identified a serious crime problem and responded swiftly to it, ensuring close coordination among law enforcement agencies and effective prosecutions.

Q: Why isn't the President increasing penalties for hate crimes?

A: The Clinton Administration has already increased penalties for hate crimes in the Sentencing Enhancement Act, passed as part of the 1994 crime bill, which authorizes the imposition of enhanced sentences for federal crimes found to have been motivated by race, color, religion, national origin, sexual orientation, gender, or disability. The Act became effective in November 1995.

Proposed Legislation

Q: Why is this legislation needed?

A: The legislation is needed for two compelling reasons. First, the problem of hate crimes based on sexual orientation, disability, and gender are serious, and are currently not covered under federal law. Second, the Department of Justice has been hindered in its efforts to prosecute racial hate crimes because of the need to show that the victim was engaged in a federally protected activity such as enrolling in or attending any public school or college. This amendment will ensure that all Americans are protected under federal law from any hate crimes causing serious bodily injury.

Q: Why is federal hate crimes legislation necessary at all? Shouldn't this really be a matter for local prosecutors?

A: The federal government has an important supporting role to play in prosecuting hate crimes. As a matter of longstanding practice, federal officials defer to state prosecutors to make the initial determination whether to bring a hate crimes case. But the problem of hate crimes is serious enough to warrant providing the federal government with authority to act if local prosecutors fail to respond adequately. And the proposed legislation will ensure that the federal government has this necessary authority.

Q: Won't this expansion of the new federal hate crimes statute require extra resources?

A: **Any new criminal law requires new resources to enforce it, and this one is no exception. The Administration will work to ensure that its new responsibilities are carried out as efficiently as possible.**

Q: Doesn't providing protections based on sexual orientation legitimize the gay lifestyle?

A: No. Whatever their views about homosexuality or about providing antidiscrimination protections to gays and lesbians, all people of good will should agree that people should not be subject to physical attack based on their sexual orientation. People in this country have a fundamental right to be safe and to live without fear of violence. This statute ensures that people will receive this protection.

Q: Won't the addition of gender to the federal hate crimes legislation federalize all rapes?

A: No. The bill does not make every rape a federal crime. In addition to the violent act, there must be evidence of bias toward the victim because of the victim's gender and a showing that the offense implicates interstate commerce. Prosecutors may be able to prove these elements in some rapes: for example, in the case of a serial rapist who travels from state to state, and whose conduct, including language used and mutilation, suggests a gender bias. But most rape cases will not be covered under the proposed federal hate crimes statute. The Department of Justice will develop internal guidance on this issue to ensure that federal prosecutors do not use the statute inappropriately.

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