

**NLWJC - KAGAN**

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**ARMS - BOX 072 - FOLDER -001**

**[01/09/1998 - 01/13/1998]**

# Withdrawal/Redaction Sheet

## Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Richard Socarides to Thurgood Marshall Jr, et al; RE: Candidates for Race Initiative Communications Director (partial) (1 page)	01/12/1998	P2

### COLLECTION:

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

### FOLDER TITLE:

[01/09/1998 - 01/13/1998]

2009-1006-F

db1576

### 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: William H. White Jr. ( CN=William H. White Jr./OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME: 9-JAN-1998 17:25:22.00

SUBJECT: Child Care & Disability Meeting

TO: Diana Fortuna ( CN=Diana Fortuna/OU=OPD/O=EOP @ EOP [ OPD ] )

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

CC: Robin Leeds ( CN=Robin Leeds/OU=WHO/O=EOP @ EOP [ WHO ] )

READ:UNKNOWN

CC: Miriam H. Vogel ( CN=Miriam H. Vogel/OU=WHO/O=EOP @ EOP [ WHO ] )

READ:UNKNOWN

CC: Audrey T. Haynes ( CN=Audrey T. Haynes/OU=WHO/O=EOP @ EOP [ WHO ] )

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Tuesday, Jan 13 at 3:00 PM in room 211.

Groups Attending:

National Easter Seals Society

United Cerebral Palsy

The Arc

National Parent Network on Disability

Learning Disabilities Association

Council for Exceptional Children

Bazelone Center

University Affiliated Programs

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Julie A. Fernandes ( CN=Julie A. Fernandes/OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME: 9-JAN-1998 15:38:18.00

SUBJECT: Phoenix

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,

Lynn Cutler suggested that I attend the Native American meeting in Phoenix on the evening of the 13th as well as the roundtable events the following day. The PIR folks also think it would be a good idea for me to attend. What do you think? Thanks.

Julie

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-JAN-1998 20:50:30.00

SUBJECT:

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

TEXT:

pls call michael waldman 4562272

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-JAN-1998 08:36:12.00

SUBJECT: Weekly Report 1/9

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

READ:UNKNOWN

TEXT:

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

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

TEXT:

Unable to convert ARMS\_EXT:[ATTACH.D38]MAIL405713802.026 to ASCII,  
The following is a HEX DUMP:

FF575043CC0E0000010A02010000000205000000C776000000020000A98394EF61CA3D73730BAC  
50438DB9138702FA1927795583883E2D7ABBB898CE5726292F29926544450416610C96542434B6

January 9, 1997

MEMORANDUM FOR THE PRESIDENT

FROM: Bruce Reed  
Elena Kagan

Automated Records Management System  
Hex-Dump Conversion

RE: DPC Weekly Report

**Crime -- Slain Officers:** The National Law Enforcement Officers Memorial Fund (NLEOMF) reports that the number of officers killed in the line of duty in 1997 increased by nearly 40% to 159 deaths as compared to the 116 officers slain in 1996. This essentially wipes out the gains made in 1996 -- the lowest number killed since 1959 -- and exceeds the 1990s average of 151 line-of-duty deaths per year. The NLEOMF attributes the rise in deaths to: (1) a sharp increase in firearms-related deaths (70 v. 56 in 1996); (2) an usually high number of traffic fatalities; and (3) 10 multiple death incidents resulting in 22 officers being killed.

**Crime -- Brady Handgun Checks:** Arkansas remains the only state that is not conducting background checks prior to handgun sales. As noted to you earlier, Governor Huckabee continues to resist background checks, despite an opinion issued by Arkansas Attorney General Winston Bryant that Arkansas has the necessary authority. Attorney General Bryant has asked the Treasury and Justice Departments to make him the designated chief law enforcement officer authorized to conduct background checks statewide. The Justice and Treasury Departments have been working with Attorney General Bryant to de-designate the Governor and to designate Bryant as the chief law enforcement officer authorized for background checks. This proposal will likely be contentious with the Governor, who is not aware of the negotiations between the agencies and Bryant. The proposal is expected to be signed on January 22.

**Drugs -- Substance Abuse and Prisoners:** On Thursday, the National Center on Addiction and Substance Abuse released a study on the substance abuse problems of the nation's prisoners. The three-year study found that drug and alcohol abuse and addiction were implicated in the crimes and incarceration of 80% of the 1.7 million individuals in prison or jail. This means that 1.4 million offenders were either high on drugs or alcohol when they committed their crimes, stole property to buy drugs, have a history of drug and alcohol abuse -- or some combination of these factors.

The 1994 Crime Law mandates that by 1997, 100% of all federal prisoners defined as eligible receive treatment. According to the Bureau of Prisons, this requirement has been met. Since enactment of the 1994 Crime Law, we have tripled the number of inmates treated in the federal system, increased the number of residential treatment centers in federal prisons by 30% (from 32 to 42), and some form of substance abuse treatment is available in every federal prison facility. Under your prisoner drug testing initiative, states are required to submit comprehensive plans of testing, sanctions, and treatment by March 1998 as a condition of receiving their prison construction funding. To build on this effort, we are preparing a directive to: 1) require states to establish baselines of prison drug use and to measure their progress yearly; 2) allow states to use their prison construction funds to implement their testing and treatment plans; and 3) encourage states to enact increased penalties for smuggling drugs into prisons.

**Drugs -- Anti-Drug Media Campaign:** On Thursday, the anti-drug media campaign was kicked off in Washington, DC -- the first city in the 12-city pilot. In DC, anti-drug advertisements have started to air during prime-time network programming, with radio and Internet ads to start next week. ONDCP will rollout the media campaign in the remaining pilot cities during the month of January. The other 11 pilot cities and rollout dates are as follows: Atlanta (1/20), Baltimore (1/13), Boise (1/13), Denver (1/16), Hartford (1/23), Houston (1/15), Milwaukee (1/21), Portland (1/22), San Diego (1/9), Sioux City (1/20), and Tucson (1/15).

**Child Care -- Announcement Response:** The response from the Hill, the Governors, and the advocates to the child care announcement was extremely positive, and the press has been generally favorable. Congressional Democrats and some moderate Republicans have enthusiastically supported the package. The response from state officials has been very positive; Governors have particularly praised the state flexibility within the plan. Children's advocates and child care experts have been very supportive, stating that this is an historic investment and a thoughtful, balanced package. Conservative groups and Members have criticized the initiative on two grounds: first, as too big and somewhat unnecessary given the amount spent on child care already during welfare reform; and second, because it does nothing to help parents who want to stay at home to care for their children. You asked about an op-ed by David Blankenhorn in the December 19th New York Times, which criticizes tax cuts for child care and which supports expanding the child tax credit to help parents of young children stay at home. Our general response to this criticism is that your record reflects your commitment to provide real choice and opportunities for families. The balanced budget agreement last year included \$80 billion over five years for a \$500 per child tax credit, a strong commitment to help parents who stay at home. In addition, you have championed the Family and Medical Leave Act, the Earned Income Tax Credit, increases in the minimum wage, and health insurance for children. We examined expanding the child tax credit for parents of young children. According to the Treasury Department, an additional tax credit of \$250 for parents of children aged zero to three would cost roughly \$6.5 billion over five years, while an additional tax credit of \$500 for parents of children zero to one would cost roughly \$5 billion over five years. Because of its expense, we did not include an expansion of the child tax credit in the child care initiative, but are open to such proposals in our discussions with Members of Congress during the budget process.

**Welfare Reform -- Welfare Recipients in College:** You asked what we should do in light of a recent report in the Washington Post that some college students on welfare are dropping out of school because they can't meet the welfare law's work requirements and keep up with their studies. You asked specifically about work-study jobs. Under the welfare law, education that is not directly related to a job does not count toward the work requirements. However, states have significant flexibility to allow college students to continue their studies, since the percentage of the welfare population that is required to work is now 30% and peaks at 50%. Further, many college students not on welfare combine work with their studies. However, some states are apparently not making it a priority to help welfare recipients stay in college, although there are no precise numbers. Also, many welfare recipients are not well-informed about how the law works, and may believe there is no alternative to dropping out.

At our direction, Secretaries Riley and Shalala wrote to the nation's college presidents in September, explaining the law's flexibility, and noting that work-study jobs are one good way to meet the law's work requirements while remaining on campus. (Most work-study jobs are 10 hours per week, but that is by practice rather than a legal requirement, which was explained in the letter.) We have as you know also asked college presidents to use work-study jobs for America Reads, but we believe it can be a good alternative in the welfare reform context as well.

**Welfare Reform--Delaware Releases Evaluation:** On Monday, Governor Carper released an evaluation of the state's welfare reform waiver program called A Better Chance. The program began in 1995 as one of the first comprehensive statewide waivers granted by this Administration. Initial results encouraging: by the fourth quarter after the program started, program participants had 24% higher employment, 16% higher earnings, and 18% lower average benefits than the control group. The evaluation found a relatively high rate of sanctioning: 49% of the participants had been sanctioned at least once for either failing to comply with the program's employment or family responsibility (immunization, school attendance) requirements. State officials characterized the sanctions as tough but fair. The study also found that while participants broadly understood the new policies, they did not fully understand the details. For example, 84% knew benefits were time-limited, but only 27% knew about the initial limit of 24 months. The study, by Abt Associates, involved random assignment into control and experimental groups in 5 of the state's 18 offices during the first 18 months of the program, beginning in October 1995. NOTE: Delaware's caseloads have not gone down as dramatically as a number of other states--the decline has been 21% since January 1993. This may be because the program has a 'make work pay' incentive that allows recipients to keep more earnings and still remain eligible for welfare.

**Welfare Reform -- Child Support Computer Systems:** We are now working closely with a House-Senate group convened by Rep. Clay Shaw's staff on the child support computer systems issue you discussed with Senator Feinstein this fall. Our goal is to put in place a new system of penalties which are large enough to ensure states develop the statewide computer systems needed to locate and withhold child support from deadbeat parents, but penalties that are not so large as to disrupt states' child support collection efforts. As you know, current law

requires us to withhold all federal child support funds from a state without a statewide child support computer system -- a penalty we intend to retain (at least as a threat) for egregious cases.

Shaw's initial proposal, which we think makes sense, would impose an initial penalty of 4 percent of federal child support funds in the first year, with higher penalties in later years. Once a state's system is complete, it could earn back a portion of the penalty. Shaw wants to introduce legislation the first day of Congress and pass it through the House by the second week of February. As always, the Senate is expected to move more slowly, but we expect to be able to enact these new rules by April. By then, HHS expects nine states to still be without statewide computer systems, which were required by the 1988 Family Support Act (California, Michigan, Illinois, Ohio, Pennsylvania, Indiana, Hawaii, Oregon, and New Mexico).

**Welfare Reform -- Report on Involving Males in Preventing Teen Pregnancy:** On Wednesday, the Urban Institute released a report on why and how young men should be involved in teen pregnancy prevention efforts. The report includes a new analysis of the 1995 National Survey of Adolescent Males (most recent available data) and finds that, contrary to stereotypes, males play a key role in preventing teen pregnancy and this role can be increased. For example, most males in the study believe preventing pregnancy is their responsibility and express a desire to use contraceptives, but don't do so consistently. The encouraging news is that behavior can change--condom use among adolescent males doubled between 1979 and 1988, and continued to increase through the 1990s.

The report also profiles 24 programs that have successfully involved young men (though there are not yet rigorous evaluations to prove whether, once involved, the programs successfully changed male behavior). Lessons from the 24 programs include: know community and client needs, include male staff as positive role models and to put teens at ease, integrate efforts with a larger agenda offering employment, training or recreation, tailor messages to the audience's developmental needs, offer services over a sufficient time to gain trust and develop lasting interest, avoid negative stereotypes and encourage positive change, and accept young men as they are. The report makes several policy recommendations: create a national information clearinghouse for program planners, start rigorous evaluations to learn whether programs alter young men's behavior, and provide more funding for innovative approaches.

**Immigration -- Skills of Immigrants:** The attached U.S. News article discusses the issue of whether we should change our legal immigration system to strengthen preferences for skilled and well-educated prospective immigrants over those that are poorly educated and unskilled. The current immigration system is set up to favor keeping families intact. Thus, the vast number of legal immigrants are brought to this country through family-based visas, which do not take into account education or skill level. The article cites a Rand study proposal to create a point system of immigration which continues to give weight to immediate family reunification but would also give points for education, language skills, and work experience. The final report of the Commission on Immigration Reform also recommends a shift in priority toward higher skilled immigrants. Instead creating a point system, the Commission recommends revising skill-based admissions (approximately 100,000 visas) to favor highly-skilled and educated

immigrants and eliminating altogether the category of unskilled workers. Though we think that these ideas are well worth exploring, it is unlikely that Congress will want to consider an overhaul of legal immigration this year. Efforts to reduce legal immigration levels were defeated during consideration of the 1996 illegal immigration law.

**Education -- California Math Standards:** There has been a heated debate in California over the proposed math standards, pitting the math educators who favor a major emphasis on problem solving skills and who downplay the importance of basic computational skills (in both their documents and their rhetoric) against conservative critics who favor a more basic skills approach. Last month the California State Board of Education adopted the more conservative approach, over the objections of State Superintendent Delaine Eastin. Last month, the head of the Education Directorate at the National Science Foundation sent an letter to the Chair of the California State Board of Education strongly criticizing the state board's decision, and strongly implying that this decision would jeopardize continued NSF funding for six Urban Systemic Improvement sites in California. The letter has caused much consternation among conservatives as an example of inappropriate federal intrusion in state curriculum matters (which it was), and we had clear signals from Checker Finn, Diane Ravitch and others that the NSF letter would provide the pretext for Bill Bennet (who has received a fair amount of criticism from conservatives for his support of your national testing initiative) to withdraw his support. This week DPC and OSTP worked with NSF to produce a letter from NSF Director Lane to the California State Board clarifying that it is the job of states to set standards and that NSF would not pull the award based on California's math standards, and emphasizing the importance of basic skills. Based on recent conversations with Finn and others, we believe this step has been sufficient to prevent Bennett's reversal.

**Education -- Education Week Report on Urban Education:** This week Education Week issued its annual report on education reform in the 50 states, focusing on the progress in urban school districts. The study noted that approximately 40% of students in urban districts reached the basic level on the most recent NAEP 4th grade reading and 8th grade math and science exams in 1994 and 1996, compared to over 60% in each of these subjects in non-urban areas. The study also found discrepancies in resources, with urban districts spending about \$500 less per child annually than non-urban districts. The Education Week issue also discussed, in detail, a dozen promising reform strategies being pursued to raise achievement in districts around the nation (e.g., setting high standards; holding schools accountable for results and giving schools greater flexibility; creating small, more intimate schools or schools-within-schools; recruiting well prepared teachers and providing them with continuing training and support; training principals to be effective school leaders; and, promoting school choice). Your existing and planned initiatives (including the new Education Opportunity Zones proposal that you announced in December) match up very well to support most of these key areas.

**Education -- Single Sex Schools in New York City:** DPC has been meeting with the White House Counsel's office, the Education and Justice Departments, to address the OCR response to a complaint against the existence of the all girl's Women's Leadership Academy in

New York City. Both you and Secretary Riley are in complete agreement that, as a matter of policy, school districts should be (encouraged??? free???) to establish single sex schools as part of the mix of education options. The Office of Civil Rights has placed its investigation of the compliant on hold, and will take no steps in the foreseeable future to press New York City to change the status of the school. However, civil rights offices in both Education and Justice believe that such schools ultimately may be difficult to justify under Title IX or Article (relevant Constitutional reference), in part because they have discriminatory admissions policies, and partly because separate schools will inevitably become unequal and to the ultimate disadvantage of females. They believe that the strongest legal case for permitting single sex schools is an argument that they are an appropriate remedy for past discrimination, such as low academic performance of females in co-educational settings. Neither of the cognizant Civil Rights offices want to take formal action on this issue, because they believe they will be forced to oppose single-sex schools.

Late in December, Secretary Riley and Rudy Crew agreed to appoint small teams of educators from the Education Department and the NYC Schools to work collaboratively to develop the strongest case for the Women's Leadership Academy. The teams will begin to plan their work next week. This process may take some time, and during this period the Education Department's Office of Civil Rights will not take any further actions on this case.

**Education -- Life-long learning card:** You had asked us to respond to Bob Reich's proposal to you concerning Life-long learning cards, which would allow all federal education benefits (Pell, IRA's education tax credits and deductions as well as job-training funds) to be consolidated on one card, like a bank card, against which education expenses could be credited. DPC and NEC staff have begun to look into this issue. While we think this is an idea with some promise, we do not yet have specific recommendations. The Education Department has already initiated a feasibility study on the use of cards for student aid delivery, with the aim of initiating a pilot project with post-secondary schools to have their students receive federal aid disbursements through such cards, by October 2000, though this may be an optimistic estimate of when such a pilot program could begin. Further, while this may be an effective approach to delivery grants and loans, we believe it will be much more difficult to incorporate tax credits and deductions as well. DPC and NEC will continue to explore this issue.

[Elena--I'm sharing this one with Bob Shireman and Anne Lewis, so NEC and DPC wind up saying the same thing]

**Health Care -- Response to the Medicare Buy-in:** There has been great interest in your Medicare buy-in proposal. Some Republicans, including Senator Gramm and Rep. Bill Thomas, have been extremely critical of the proposal suggesting that this is the wrong time to expand Medicare, as the program is facing insolvency and these problems will only be exacerbated as baby boomers begin to retire. The base Democrats were quite pleased with your proposals -- particularly after Republicans strongly opposed them. While liberal groups were also pleased we are addressing this issue, they believe there needs to be a more affordable option

for low-income Americans. Elite validators gave this policy mixed reviews: while they generally recognized that this is a population in great need, they were concerned about the impact of this reform on Medicare and some believed that this policy could cause a modest amount of early retirement.

This proposal did, however, strike a positive chord with the public as well as with other validators. *The New York Times* and *USA Today* were quite positive about the policy, particularly because it addresses an important population and is paid for in a fiscally responsible manner. As a consequence, some Republican analysts believe that this will be a difficult issue to oppose throughout the year.

**Health Care -- Robert Reich's Proposal for Fixed Dollars for Health Care:** You asked for an analysis of Robert Reich's proposal to forgo a new increase in the minimum wage and instead require that employers require a certain fixed dollar amount for health care. As you will recall, we did forgo proposing a minimum wage increase when we proposed the Health Security Act because we did not want to load up the costs to employers. The idea of having a defined minimum employer contribution certainly has some merit as it would make a significant contribution to decreasing the number of uninsured. Having said that, there are a number of political and policy issues that have to be seriously considered prior to pursuing such a proposal.

There are numerous political and administrative complications that would have to be worked out before moving forward on such an initiative, such as: (1) whether or not we would be forced to add subsidies for this; (2) whether employers would be accountable if their employees had coverage from their spouse's employers; or (3) whether certain employers would be exempt.

Having said this, if you would like to further pursue this you should be aware that of some of the disadvantages. We will have to use a great deal of capital with the employer community as we move forward on our other current health care policies such as health care quality and the COBRA extension for the "promise breaker" employees who have dropped retiree health care coverage. Adding this proposal to the mix would no doubt create a great deal of public animosity from the employer community. Moreover, in a Republican Congress there is no chance that this would pass and it would likely be characterized as another step to "take over the health care system." Although liberal Democrats would be comfortable with this proposal, our centrist Democrats would not support it, primarily because of the opposition from the small business community.

**Health Care -- Medicare HMOs Dropping Benefits:** You asked us to respond to recent reports that Medicare HMOs were dropping benefits because of changes in Medicare reimbursement policies. We have asked HHS to review the extent to which this is occurring. However, it is important to note that many independent policy experts believe that payments to HMOs still are, on average, excessive given the fact that they continue to attract disproportionately healthy populations. They believe that any movement towards reducing benefits are more attributable to HMO's desire for adequate profit margins for their investors

rather than adjustments in reimbursement issue. In fact, one corporate executive just informed us that Medicare continues to be their number one most profitable player. Having said that, the fact that the BBA is starting to reduce Medicare reimbursements to HMOs will clearly contribute to lower revenues for these health plans. It is important to note that the added benefits in Medicare HMO plans do help encourage beneficiaries to participate in these plans. The outstanding question is whether or not we want to allow payment rates to exceed what is necessary so as to ensure that these additional benefits are in place. Regardless, any move in this direction would be premature until we have better information about the extent to which HMOs are reducing benefits and the reasons behind such a trend.

**Automated Records Management System  
Hex-Dump Conversion**

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Mickey Ibarra ( CN=Mickey Ibarra/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:10-JAN-1998 14:33:57.00

SUBJECT: WH Conference

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

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

CC: Michael Cohen ( CN=Michael Cohen/OU=OPD/O=EOP @ EOP [ OPD ] )  
READ:UNKNOWN

TEXT:

I understand from Mike that he prepared a draft proposal for a WH Conference on education and perhaps some other meetings with specific constituencies to include mayors for you to review recently. When do you suppose it will be ready for circulation for comment by IGA and others? I am hopeful that we may be in a position to announce at least the mayor segment when the President meets with the USCM winter meeting attendees for breakfast in the WH on January 30. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Leanne A. Shimabukuro ( CN=Leanne A. Shimabukuro/OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME:10-JAN-1998 17:28:11.00

SUBJECT: paper for Monday's directive

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

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

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

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

TO: Charles A. Blanchard ( CN=Charles A. Blanchard/OU=ONDCP/O=EOP @ EOP [ ONDCP ] )  
READ:UNKNOWN

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

CC: Jose Cerda III ( CN=Jose Cerda III/OU=OPD/O=EOP @ EOP [ OPD ] )  
READ:UNKNOWN

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

CC: Sean P. Maloney ( CN=Sean P. Maloney/OU=WHO/O=EOP @ EOP [ WHO ] )  
READ:UNKNOWN

TEXT:

Attached are a draft one-pager and Q&A for Monday's prison drug directive. I've also attached the final directive, which McCaffrey approved this morning without changes.

Please let either Jose' or me know if you have any questions. Thanks!

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

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

TEXT:

Unable to convert ARMS\_EXT:[ATTACH.D77]MAIL43703690M.026 to ASCII,  
The following is a HEX DUMP:

FF575043CC060000010A02010000000205000000FA2500000002000099EB5EAEED5C5B85518D5D  
925F205ECEDA972149F9ADBCAA3219D0814DE0127290EB70AF0F776F182C2DFAEF0D3E51E386D0

## Presidential Directive on Coerced Abstinence in the Criminal Justice System January 12, 1998

### Announcement

- Today, the President directed the Attorney General to take the necessary steps to: (1) require states to determine the level of drug use in their prisons and report annually on their progress; (2) grant states the flexibility to use their federal prison funds for drug detection, offender testing and drug treatment; and (3) work with states to enact stiffer penalties for drug trafficking into and within correctional facilities. The President also announced that his FY 1999 budget will include nearly \$200 million for a series of initiatives to promote coerced abstinence and treatment in the criminal justice system.

### Towards a National Policy of Coerced Abstinence

- Last week, Columbia University's Center on Addiction and Substance Abuse (CASA) released a study confirming the need for coerced abstinence and treatment in the criminal justice system. CASA's study found that 1.4 million offenders -- or 80% of the 1.7 million criminals in prison and jails -- were either high on drugs or alcohol when arrested, stole property to buy drugs, or have a history of drug and alcohol abuse. Many other studies also confirm that the majority of individuals in the criminal justice system have similar drug histories.
- **Testing to Measure Progress.** Under current law and federal guidelines, states are required to submit drug testing and intervention plans for their federal prison grant funding. The President's directive calls on the Attorney General to amend the guidelines to require states to also include a baseline report of their prison drug abuse problem, and to report every year thereafter to chart the progress they are making to reduce drug use and availability. The directive also encourages states to expand their efforts to include other offenders involved in the criminal justice system
- **Helping States Get the Job Done.** Today's directive asks the Attorney General to draft and transmit to the Congress legislation that will grant states the flexibility to use their federal prison construction and substance abuse treatment funds to provide the full range of drug testing, sanctions and treatment for offenders under criminal justice supervision. With this added flexibility, states could tap into the nearly \$8 billion in prison funds authorized by the 1994 Crime Law (about \$2 billion of which already have been appropriated to date).
- **Keeping Drugs Out of Prisons.** Finally, the President's directive calls on the Attorney General to work with the states to enhance their penalties for drug trafficking into and within correctional facilities. The 1994 Omnibus Crime Bill contains tough penalties for similar crimes. The President believes we must have "zero tolerance" for drug use and trafficking within our nation's prison system.

**A Record of Accomplishment**

- President Clinton has consistently promoted a policy of drug testing, sanctions and treatment for offenders. Specifically, he has:

*Pushed for Drug Testing and Intervention in the 50 States.* The President fought for and signed the legislation requiring states to drug test prisoners and parolees as a condition for receiving prison grants. States must now submit comprehensive drug testing and intervention plans for prisoners and parolees by March 1998 and implement them by September 1998. Today's actions directly build on this effort.

**Doubled the Number of Federal Arrestees Tested.** President Clinton directed the Attorney General to create a program to drug test federal criminal defendants. Operation Drug TEST (Testing, Effective Sanctions and Treatment) was established and funded a pilot program to immediately test defendants upon their arrest. In FY 1997, data from 24 judicial districts indicated that 56% of defendants (9,308) were tested -- a dramatic increase over the 28% (4,929) of defendants tested in the previous year. There was also a 190% increase in drug treatment for defendants over the same period.

**Expanded Testing and Treatment in Federal Prisons.** Through his budgets and the 1994 Crime Act, the President has promoted coerced abstinence in the federal prison system. In 1997 federal prisoners were subjected to nearly 130,000 drug tests. Additionally, the number of inmates required to receive treatment increased by 3-fold (from 5,450 in FY 1993 to 17,943 in FY 1997).

*Multiplied the Number of Drug Courts.* As part of the 1994 Crime Act, the President fought to launch a \$1 billion initiative to spread Drug Courts across the country. Drug Courts use drug testing, sanctions and -- when necessary -- treatment to cut crime and addiction. Drug Courts have increased from a mere handful in 1993 to more than 200 that are operational today.

**Increased Resources in FY 1999 Budget.** The President's FY 1999 Budget will continue the Administration's policy of drug testing, sanctions and treatment. In particular, the budget includes \$192 million for the following programs:

- \$85 million for a new Drug Testing Initiative
- \$30 million to add more Drug Courts
- \$4.7 million for Operation Drug Test
- \$5 million for demonstration to combat teenage drug use
- \$72 million for treatment in state prisons

**“Zero Tolerance” Initiative for Drugs in Prison  
Questions and Answers  
January 12, 1998**

**Q. What is the President announcing today?**

A. Today, the President signed a directive to the Attorney General calling on her to take the necessary steps to:

(1) Require states to determine the level of drug use in their prisons and report annually on their progress. **Under current law and federal guidelines, states are required to submit drug testing and intervention plans for their federal prison grant funding. The President’s directive calls on the Attorney General to amend the guidelines to require states to also include a baseline report of their prison drug abuse problem, and to report every year thereafter to chart the progress they are making to reduce drug use and availability.**

(2) Give states the flexibility to use their federal prison funds for drug detection, offender testing, and drug treatment. The Attorney General will draft and transmit to the Congress legislation to give states the flexibility to use their federal prison construction and substance abuse treatment funds for the full range of drug testing, sanctions, and treatment for offenders under criminal justice supervision. This will allow states to tap into the nearly \$8 billion in prison funds authorized by the 1994 Crime Law (about \$2 billion of which already have been appropriated to date).

(3) Work with states to enact stiffer penalties for drug trafficking into and within correctional facilities. **Finally, the President’s directive calls on the Attorney General to consult with the states to enhance their penalties for drug trafficking into and within correctional facilities. The 1994 Omnibus Crime Bill contains tough penalties for similar crimes. The President believes we must have “zero tolerance” for drug use and trafficking within our nation’s prison system.**

The President also announced that his FY 99 budget will include \$197 million for a series of initiatives to promote coerced abstinence and treatment in the criminal justice system--including \$85 million for a new drug testing and sanctions program for states and localities.

**Q. How bad is the problem? Is this directive really needed?**

A. While crime rates continue to drop and overall drug use is down, illegal drugs remain an enormous factor behind the level of crime and violence in America. Drug addicts are involved in approximately 3 to 5 times the number of criminal incidents as arrestees who do not use drugs. Last week, Columbia University’s Center on Addiction and Substance Abuse (CASA) released a study confirming the need for coerced abstinence and treatment

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in the criminal justice system. CASA's study found that 1.4 million offenders -- or 80% of the 1.7 million criminals in prison and jails -- were either high on drugs or alcohol when arrested, stole property to buy drugs, or have a history of drug and alcohol abuse.

Drug test results and anecdotal information reveal that even while incarcerated, offenders can gain access to drugs. In drug tests conducted last year, approximately 2 percent of offenders in federal prison and roughly 9 percent of inmates in state facilities tested positive for drugs.

President Clinton believes that our criminal justice system should reduce drug demand -- not prolong, enhance, or tolerate it. We know that drug testing and treatment can help to break the cycle of drugs and crime. Convicted offenders who undergo drug testing and treatment while in prisons and after release are approximately twice as likely to stay drug-free and crime-free as those offenders who do not receive drug testing and treatment. Today's directive and the resources proposed in the President's budget will help us get to zero tolerance for drugs in prison and to help state to cut crime and recidivism linked to drug abuse.

**Q. How is this different from previous actions taken by this Administration to address this issue? Is this anything new?**

A. The President's action today builds on his strong record of accomplishment in this area. In 1996, the President launched the first comprehensive effort to address the drug problem in our state criminal justice systems. President Clinton fought for and signed legislation to require states-- whose criminal justice systems house the vast majority of drug dependent offenders-- to drug test prisoners and parolees as a condition of receiving federal prison grants. Under the President's initiative, states must submit comprehensive plans of drug testing and intervention for prisoners and parolees by March 1, 1998 and implement them by September 1, 1998.

Today's directive complements the President's earlier initiative by helping us to chart the states' efforts to reduce drug use and availability in their prisons. The directive also makes more resources available to states to help them get the job done

The President has taken numerous other actions to combat the problem of drug abuse by offenders involved in the criminal justice system including: doubling the number of federal arrestees drug tested in 24 judicial districts; fighting to launch a \$1 billion initiative to spread Drug Courts across the country; and expanding drug testing, intervention and treatment in Federal prisons through his budgets and the 1994 Crime Act.

**Q. Is the federal government tracking the problem of drug use in its own prisons? What are you doing about the drug problem in federal prisons?**

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- A. Under the leadership of Attorney General Reno, the federal Bureau of Prisons is carrying out model programs in drug testing, drug treatment, and drug detection.

Drug Testing. In 1997, federal inmates were subject to 127,460 drug tests. Two percent of tests were positive, as compared to the 9 percent average for state correctional systems.

Prisoners testing positive for drugs are appropriately punished and follow up tests are scheduled regularly to ensure they stay clean. Drug testing of correctional officers, and other selected employees is also an established policy in the Federal Bureau of Prisons.

Drug Treatment. In compliance with the 1994 Crime Law, drug treatment is provided to 100 percent of eligible inmates prior to their release from Bureau custody. In FY 97, nearly 31,000 inmates participated in Bureau treatment programs. The number of institutions offering residential treatment has grown from 32 to 42 since FY 1994.

Drug Detection. Innovative drug detection technology is being piloted at Bureau institutions. The Office of National Drug Control Policy is working with the Bureau to provide the states with information on the best ways to keep drugs out of prisons.

**Q. Is this new reporting requirement for states on their prison drug problem tantamount to an unfunded mandate on states?**

- A. No. By law, states must develop and implement plans for drug testing and intervention as a condition of receiving federal prison construction grants. Today's action means that as part of those plans, states will need to add information on their existing prison drug use problem, and update that information annually. All 50 state correctional systems conducted some form of drug testing on their inmates last year; yet no comprehensive data exists on the prevalence on drug use in state prisons. Anecdotal reports have shown that certain systems, such as the District of Columbia's corrections department, have had difficulty keeping drugs out of prisons. The baseline information they provide will help us to chart states' progress to reduce drug use and availability in their prisons.

In order to provide additional resources for states to promote coerced abstinence and zero tolerance for drugs, the directive calls on the Attorney General to develop legislation to allow states to use their federal prison construction and treatment funds to carry out all of these activities.

In addition, the President is proposing \$197 million in FY 99 for a series of initiatives to help states promote coerced abstinence and treatment: 1) \$85 million for a new drug testing, sanctions, and intervention program for states and local criminal justice systems; 2) \$30 million for Drug Courts; 3) \$4.7 million for the federal Operation Drug Test program; 4) \$5 million for a juvenile justice demonstration program to combat teen drug use; and 5) \$72 million to continue the Residential Substance Abuse Treatment in State Prisons program.

**Q. The President's directive asks the Attorney General to work with states to increase their penalties for smuggling drugs into prisons. Are there tough penalties for trafficking drugs into federal prisons?**

A. Yes. The 1994 Omnibus Crime Act increased penalties for illegal drug use and smuggling drugs into Federal prisons. For instance, drug trafficking in Federal prisons can now lead to imprisonment for up to 20 years for smuggling narcotics and methamphetamine, and up to 5 years for trafficking marijuana.

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**DRAFT...DRAFT...DRAFT**  
January 12, 1998

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MEMORANDUM FOR THE ATTORNEY GENERAL

SUBJECT: Zero Tolerance for Drug Use and Availability for Offenders

Crime rates in this country have dropped significantly for 5 years, and the number of Americans who have used drugs is down nearly 50% from its peak 15 years ago. Also, drug-related murders have dropped to their lowest point in a decade, and recent drug use surveys indicate that -- for the first time in years -- teen drug use is leveling off, and in some instances, modestly decreasing. All of this news is encouraging.

Nonetheless, much more can and needs to be done to continue to bring down drug use and increase public safety. With more than half the offenders in our criminal justice system estimated to have a substance abuse problem, enforcing coerced abstinence within the criminal justice system is critical to breaking the cycle of crime and drugs. My Administration consistently has promoted testing offenders and requiring treatment as a means of reducing recidivism and drug-related crime. We have worked to expand the number of Drug Courts throughout the country, increased the number of federal arrestees and prisoners who are tested and treated for drugs, and launched an innovative "Breaking the Cycle" initiative, which is a rigorous program of testing, treatment, supervision, and sanctions for offenders at all stages of the criminal justice process. And under your leadership, the Federal Bureau of Prisons provides models of excellence in drug detection, inmate testing, and drug treatment.

We can do still more to enforce coerced abstinence among state prisoners, probationers, and parolees. When a drug user ends up in a state prison, we have a chance to break his or her addiction. Convicted offenders who undergo drug testing and treatment while incarcerated and after release are approximately twice as likely to stay drug- and crime-free as those offenders who do not receive testing and treatment. But when drug use inside prisons is ignored, the demand for drugs runs high. In this environment, correction officials struggle to keep their prisons drug-free. Often drugs are smuggled in by visitors; sometimes even by compromised correctional staff.

To maintain order in our prisons, to make effective treatment possible, and to reduce drug-related crime, we can not tolerate drug use and trafficking within the nation's prisons. Thus, I direct you to:

- (1) Amend the guidelines requiring states receiving federal prison construction grants to submit plans for drug testing, intervention, and treatment to include a requirement that states also submit a baseline report of their prison drug abuse problem. In every subsequent year, states will be required to update and expand this information in order to

measure the progress they are making towards ridding their correctional facilities of drugs and reducing drug use among offenders under criminal justice supervision.

(2) Draft and transmit to the Congress legislation that will permit states to use their federal prison construction and substance abuse treatment funds to provide a full range of drug testing, drug treatment, and sanctions for offenders under criminal justice supervision.

(3) In consultation with states, draft and transmit to the Congress legislation that moves towards enacting stiffer penalties for drug trafficking into and within correctional facilities.

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RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Andrew J. Mayock ( CN=Andrew J. Mayock/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:11-JAN-1998 21:50:53.00

SUBJECT: Ed Opp Zones

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

I am doing talking points for PIR, which include this paragraph. Is there a \$ figure for this program now? Can we use it? Or are you saving for re-announcement?

Thanks.

Creating "Education Opportunity Zones." On December 3, 1997, at President Clinton's first Race Town Meeting, President Clinton announced a competitive challenge grants program aimed at demonstrating comprehensive, coordinated and effective approaches to expanding opportunities for students in high-poverty urban and rural school districts. These grants are coupled with a balanced approach to increased responsibility for results for schools, educators and students themselves. High-poverty school districts will be eligible for additional Federal funding if (1) they adopt tough reform measures -- like those adopted in Chicago -- that make administrators, principals, teachers and students truly accountable for success or failure, and (2) in time, show real improvements in student achievement.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Neera Tanden ( CN=Neera Tanden/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:11-JAN-1998 16:27:55.00

SUBJECT: child care and the possible surplus

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

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

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

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

TEXT:

In an article on the possible budget surplus in the Sunday NY Times, Peter Passell reported:

"Mr. Clinton has already proposed to invest a chunk of the prospective surplus in day care services, while House Speaker Newt Gingrich is appealing to conservative Republicans with calls for 'at least a small tax cut every year' when the budget is in the black."

Should we try to clear this up for the press?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Robin Leeds ( CN=Robin Leeds/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:12-JAN-1998 12:11:40.00

SUBJECT: Presidential Message - Roe v. Wade

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

CC: Audrey T. Haynes ( CN=Audrey T. Haynes/OU=WHO/O=EOP @ EOP [ WHO ] )

READ:UNKNOWN

TEXT:

Hi Elena. Presidential Messages has asked us what policy language we would like highlighted in the Roe v. Wade message. Audrey mentioned that you were taking a look at that. Let us know what you are thinking and how we can help pull that together. Presidential Messages would like something ASAP so that they can get the message ready by 1/19. Please advise. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Christa Robinson ( CN=Christa Robinson/OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME:12-JAN-1998 13:23:40.00

SUBJECT: Scheduling question & Cabinet daily schedule

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

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

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

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

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

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

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

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

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

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

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

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

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

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

TO: Essence P. Washington ( CN=Essence P. Washington/OU=OPD/O=EOP @ EOP [ OPD ] )  
READ:UNKNOWN

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

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

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

READ:UNKNOWN

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

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

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

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

TO: WEINSTEIN\_P ( WEINSTEIN\_P @ A1 @ CD @ LNGETWY [ UNKNOWN ] ) (OPD)  
READ:UNKNOWN

TEXT:

The Scheduling Office would like to know by 3pm today if there are any conflicts with the President travelling abroad from March 4 - March 16, 1998. Please let me know.

Daily Cabinet Schedule:

COMMERCE

Today - the Secretary is in Oakland touring Computer Science Technology Academy

EDUCATION

Today - the Secretary holds press conference at UC-Berkeley on the need for information technology skills; gives keynote address to National Information Technology Workforce Convocation

HHS

Today - the Secretary is in Atlanta and Dallas keynoting conferences

HUD

Today - nothing public

INTERIOR

Today - nothing public

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Julie A. Fernandes ( CN=Julie A. Fernandes/OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME:12-JAN-1998 14:26:41.00

SUBJECT: Phoenix and me

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,

I have made plans to attend the Advisory Board meeting in Phoenix tomorrow and Wednesday (though, b/c of the distance and flight times, I will not be back in the office until Friday). As I mentioned in an e-mail yesterday, both folks at the PIR and Lynn Cutler (b/c of the Native American meeting Wed. night) have urged my attendance. Please let me know if you think this isn't a good idea. Thanks.

Julie

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Sara M. Latham ( CN=Sara M. Latham/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:12-JAN-1998 10:43:42.00

SUBJECT: 12:30 today 757-2100, 5043

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

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

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

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

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

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

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

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

TO: Dan J. Taylor ( CN=Dan J. Taylor/O=OVP @ OVP [ UNKNOWN ] )  
READ:UNKNOWN

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

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

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

TEXT:

Podesta et al, will hold a conf. call w/Joel Johnson/Steve Elmendorf to discuss substance for Wednesday Dem. Unity WH event (this is not to be confused with the Laura Schwartz 1:00p call - which is event logisitics) pls have your boss call in, or come to Podesta's ofc to participate in call:

Jake Seiwert  
Elena and/or Bruce, Chris Jennings  
Gene (if he can..)  
Rahm  
Hilley  
Klain (or one of his deputies)  
Craig  
Sosnik  
Begala

thanks

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Jason S. Goldberg ( CN=Jason S. Goldberg/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:12-JAN-1998 12:58:30.00

SUBJECT: Briefing paper for SW Border Meeting

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

READ:UNKNOWN

CC: Carole A. Parmelee ( CN=Carole A. Parmelee/OU=WHO/O=EOP @ EOP [ WHO ] )

READ:UNKNOWN

CC: Demond T. Martin ( CN=Demond T. Martin/OU=WHO/O=EOP @ EOP [ WHO ] )

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Laura:

As you and I have discussed, please have a briefing memo for Erskine by COB today for Wednesday's meeting. I will be out after 3:30 p.m. today, so please get the memo to either Carole Parmelee or Demond Martin.

Thanks.

Jason

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:12-JAN-1998 11:06:20.00

SUBJECT:

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

TEXT:

It is now time to go to the Hill

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:12-JAN-1998 15:48:58.00

SUBJECT: Food QA

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

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

TEXT:

We haven't released how much money is in the budget for food safety but I think its worth saying its going to increase "substantially." The last number I heard was an increase of approximately \$100 million.===== AT  
ATT CREATION TIME/DATE: 0 00:00:00.00

TEXT:

Unable to convert ARMS\_EXT:[ATTACH.D66]MAIL415785112.026 to ASCII,  
The following is a HEX DUMP:

FF57504392070000010A02010000000205000000A31E000000020000E14E11BACB497BCAB17878  
56ED6FA02F8DBE747DD3CC2B79E0DCD4A645A2EF44BEBB1B1313998980EBAB9A1E4539FB1DA3E8

**Q&A for Food Safety  
January 12, 1998**

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**Q:** What steps will the Clinton Administration take to improve food safety?

**A:** Last year we were able to increase spending on food safety by approximately \$40 million. This year, our budget will seek an even more substantial increase in resources to improve food safety. The resources will go to a variety of initiatives, including: implementing our aggressive fresh produce plan to hire FDA inspectors to improve the safety of our nation's fruits and vegetables, both domestic and imported; increasing the risk assessment on beef, chicken and pork to better determine the source of the greatest risk of contamination; developing more tests for meat and poultry for federal inspectors and others to detect food-borne illnesses; improve educational outreach on proper food handling; and expanding CDC's surveillance activities for food-borne illnesses.

**Q:** Why is your Administration proposing these actions?

**A:** We have the ability to help Americans stay healthier and increase their confidence in the safety of the food they eat. We also need to keep up with the changes in the agricultural marketplace, and in our diets. For instance, there have been dramatic changes in the produce department of the grocery store. Thirty years ago, most produce sections only had around a dozen items year round, increasing to as many as 50 in the summer. Today, the chances are that there are 400 or more items in the produce section and they are there all year round. Last year, 38 percent of the fruit and 12 percent of the vegetables Americans ate were imported.

We have changed as well. Americans are eating more fresh fruits and vegetables than ever before, and our nation's health experts tell us we will live longer, better quality lives as a result. Our environment is also changing. We are finding "new" exotic bugs such as cyclospora and *E. coli O157:H7* on our food that once were not there.

We must ensure that these changes do not increase the risk to consumers of food borne illnesses.

**Q:** Is this a new issue for the Administration?

**A:** No, our actions are part of a continuing effort that has seen real accomplishment every year:

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- \* October, 1997. President announces new initiative to enhance FDA oversight over imported foods and to develop guidance on good agricultural and manufacturing practices for fruits and vegetables; to seek legislation to give FDA the same authority that USDA has to inspect imports; and to seek funds to greatly expand FDA's inspection force.
- \* January, 1997. Administration announces comprehensive new initiative to improve the safety of nation's food supply detailing a \$43 million food safety program, including measures to improve surveillance, outbreak response, education, and research.
- \* August, 1996. President signs Safe Drinking Water Act of 1996. The law requires drinking water systems to protect against dangerous contaminants like cryptosporidium, and gives people the right to know about contaminants in their tap water.
- \* August, 1996. President signs Food Quality Protection Act of 1996, which streamlines regulation of pesticides by FDA and EPA and puts important new public-health protections in place, especially for children.
- \* July, 1996. President Clinton announces new regulations that modernize the nation's meat and poultry inspection system for the first time in 90 years. New standards help prevent E.coli bacteria contamination in meat.
- \* December, 1995. Administration issues new rules to ensure seafood safety. Utilizes HACCP regulatory programs to require food industries to design and implement preventive measures and increase the industries' responsibility for and control of their safety assurance actions.
- \* 1994. CDC embarks on strategic program to detect, prevent, and control emerging infectious disease threats, some of which are food borne, making significant progress toward this goal in each successive year.
- \* 1993. Vice-President's National Performance Review issues report recommending government and industry move toward a system of preventive controls.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Diana Fortuna ( CN=Diana Fortuna/OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME:12-JAN-1998 16:19:27.00

SUBJECT: Re: Service and race

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Re: the possible race/service announcement in the current State of the Union draft, see the attached. Are you guys in favor of trying to do something like this? i.e., trying to line up some churches, etc. that would agree in advance to take up the President's challenge to organize service across racial lines? It would be tough to organize something big in 2 weeks, but we could try -- Harris could help in reaching out to people. Or do you think this won't work, and you're trying to substitute the college mentoring initiative into that section of the speech?

----- Forwarded by Diana Fortuna/OPD/EOP on 01/12/98  
04:14 PM -----

Sylvia M. Mathews

01/08/98 07:04:11 PM

Record Type: Record

To: Maria Echaveste/WHO/EOP

cc: Andrew J. Mayock/WHO/EOP, Diana Fortuna/OPD/EOP, Stephen B. Silverman/WHO/EOP

bcc:

Subject: Re: Service and race

I thought that what we were hoping was that a group of religious organizations would organize in a way that allowed the President to challenge (lightly) folks to participate and call their local branch of xyz synagogue or the branch of the National Council of churches. Do we think that something like that is possible>

Maria Echaveste

01/07/98 07:05:34 PM

Record Type: Record

To: Diana Fortuna/OPD/EOP  
cc: Sylvia M. Mathews/WHO/EOP, Stephen B. Silverman/WHO/EOP  
bcc:  
Subject: Re: Service and race

The idea that we came up with was to see if we can't identify five religious organizations who will commit to a day of service to the community as a way of fostering racial reconciliations--something like that. It's in the thinking stage and of course we should see how it intersects with the service summit--ideas?

Diana Fortuna  
01/06/98 08:20:04 PM  
Record Type: Record

To: Maria Echaveste/WHO/EOP, Marjorie Tarmey/WHO/EOP  
cc: Stephen B. Silverman/WHO/EOP  
Subject: Service and race

Was there a discussion in a meeting on race this morning about the intersection between race and service, where it was agreed that your office would take some steps? I got somewhat confused reporting on the meeting. Steve and I have been integrally involved in service and in planning a service event for MLK day, and wanted to make sure we were in the loop.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Paul J. Weinstein Jr. ( CN=Paul J. Weinstein Jr./OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME:12-JAN-1998 16:11:41.00

SUBJECT: State of the Union

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

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

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

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

TEXT:

Paragraph on Campaign Finance Reform

The time is now for us to pass real bipartisan campaign reform. I am please that the leadership in both Houses have scheduled a vote for March. But a vote is not enough. I challenge Congress to pass real reform and send it to my desk. In the meantime, I will move the reform forward by petitioning the Federal Communications Commission this week to provide free broadcast time to candidates for Federal office.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Cynthia A. Rice ( CN=Cynthia A. Rice/OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME:12-JAN-1998 21:10:12.00

SUBJECT: Suggested State of the Union edits

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

TO: Jose Cerda III ( CN=Jose Cerda III/OU=OPD/O=EOP @ EOP [ OPD ] )  
READ:UNKNOWN

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

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

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

TEXT:

A speechwriter I'm not, but Bruce, I took a shot at making edits as you suggested. Tom/Jose -- I took the liberty of creating a proposed sex offender/statutory rape/domestic violence paragraph -- any comments or additions? As usual, underline denotes additions, etc.

Suggested Changes to State of the Union

Page 8-9

Now we must press on. For there is still far too much crime. Drug use among young people is still too high. Far too many children are raising themselves on the streets. We cannot go strong into the 21st Century in children are killing children...if children are selling drugs to children...if children are having children. We have a moral obligation to take the guns out of their hands and teach them right from wrong.

Here, s what we must do next.

Congress should finally pass the juvenile justice crime bill.  
[description to come]

We also must do more to protect juveniles from crime. Protecting our children is our most sacred calling -- and, we now know, is one of the best ways to prevent innocent young people from becoming hardened criminals. First, we should abolish parole and establish lifetime criminal penalties for child sex offenders. [more on sex offender policy] To protect teenagers from adults who prey upon them, we should establish tough, uniform criminal penalties for statutory rape -- and tonight I direct Attorney General Reno to develop model legislation for every state to adopt. And we must do all that we can to protect children and their

mothers from domestic violence [more on domestic violence policy.]

...[graph on crime and drugs and alcohol-- keep the same]...

...[graph on judicial vacancies-- keep the same]...

And we have acted to apply our oldest most fundamental values to perhaps our most stubborn social problem. In 1996, we ended a welfare system that had trapped generations of Americans in a cycle of dependency, and replaced it with a new system based on work and personal responsibility. Last year, from this podium, I challenged our nation to take the next step, and move two million more Americans off of welfare by the year 2000. Well I am pleased to report that we've met that goal has been met -- not in three years, but in one year two years ahead of schedule.

Think about what that means. Think of those the children who now have working role models, whose mothers now go to work, and the families who now have the dignity of a paycheck instead of the indignity of a welfare check. We are joined here tonight by one family who last year made this momentous journey from welfare to work. [Name] represents millions of others like her who are now connected to mainstream America and the world of work. We salute them all. [Name] could you please stand? Think of the neighborhoods where hope is replacing despair.

To create more success stories like [Name] we must do even more to promote work and personal responsibility.-- increasing child support collections even further, We've increased child support collections by 63 percent, but we must ensure that all parents take responsibility for the children they bring into this world. We should start by establishing new penalties for states that have failed to put in place systems to crack down on deadbeat parents. providing vouchers to help families move closer to where the jobs are. We've already re-written the welfare rules so that young mothers must live at home and finish school, but we must do more to stop the alarming increase in children born outside of marriage. Tonight I am pleased to announce a nationwide competition that will reward state efforts to reduce out of wedlock births.

We must help those on welfare get to where the jobs are -- through new funds for welfare to work transportation and new portable housing vouchers. Families could use these housing vouchers to move closer to a new job, to reduce a long commute, or eliminate housing emergencies that interfere with getting to work every day on time. And the private sector must do its part. -- And above all Tonight I challenge 10,000 more businesses must to join the [x,000] companies in our welfare-to-work partnership, now nearly 3,000 strong, to give a chance to someone who is willing to work their way off welfare.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Alissa K. Brown ( CN=Alissa K. Brown/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:12-JAN-1998 10:50:37.00

SUBJECT: Title IX mtg

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

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

TEXT:

List of attendees for Title IX meeting in room 180 of the OEOB at 2:00 pm.

Lisa Jacobs  
Isabel Pinler  
Loretta King  
Jennifer Lenin  
Pam Brewington  
Merrily Friedlander  
Rosemary Hart  
Bill Lann Lee  
J. Paul Oetken  
Robert Weiner  
Jennifer Klein  
Elana Kagan

Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Paul J. Weinstein Jr. ( CN=Paul J. Weinstein Jr./OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME:12-JAN-1998 14:23:46.00

SUBJECT: MLK Day Volunteer activities

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

TO: Essence P. Washington ( CN=Essence P. Washington/OU=OPD/O=EOP [ OPD ] )  
READ:UNKNOWN

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

TO: Todd A. Summers ( CN=Todd A. Summers/OU=OPD/O=EOP [ OPD ] )  
READ:UNKNOWN

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

TO: Cynthia A. Rice ( CN=Cynthia A. Rice/OU=OPD/O=EOP [ OPD ] )  
READ:UNKNOWN

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

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

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

TO: Andrea Kane ( CN=Andrea Kane/OU=OPD/O=EOP [ OPD ] )  
READ:UNKNOWN

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

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

TO: Jose Cerda III ( CN=Jose Cerda III/OU=OPD/O=EOP [ OPD ] )  
READ:UNKNOWN

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

TO: Diana Fortuna ( CN=Diana Fortuna/OU=OPD/O=EOP [ OPD ] )  
READ:UNKNOWN

TO: Leanne A. Shimabukuro ( Leanne A. Shimabukuro @ EOP @ LNGBTWY [ OPD ] )  
READ:UNKNOWN

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

TO: Michael Cohen ( CN=Michael Cohen/OU=OPD/O=EOP [ OPD ] )

READ:UNKNOWN

TO: Sarah A. Bianchi ( CN=Sarah A. Bianchi/OU=OPD/O=EOP [ OPD ] )  
READ:UNKNOWN

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

TO: Christa Robinson ( Christa Robinson @ EOP @ LNGTWY [ OPD ] )  
READ:UNKNOWN

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

TO: Cathy R. Mays ( Cathy R. Mays @ EOP @ LNGTWY [ OPD ] )  
READ:UNKNOWN

TO: BALDERSTON\_A ( BALDERSTON\_A @ A1 @ CD @ LNGTWY [ UNKNOWN ] ) (OPD)  
READ:UNKNOWN

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

TEXT:

We are the department most tied to Service. Please do these if you can.  
----- Forwarded by Paul J. Weinstein Jr./OPD/EOP on  
01/12/98 02:19 PM -----

Michele Jolin  
01/12/98 01:33:38 PM

Record Type: Record

To: Paul J. Weinstein Jr./OPD/EOP  
cc:  
Subject: MLK Day Volunteer activities

Paul - As I'm sure you know all too well, the President is calling MLK Day a day of national service and asking folks to do some kind of volunteer work. I am organizing an activity for WH staff (see below). Would you help me recruit by circulating the information to DPC?  
Thanks.  
Michele

HORTON, S KIDS - Join children from the Horton, s Kids mentoring/tutoring program as they serve their community. Children from the Horton, s Kids program will celebrate MLK Day by preparing food for the homeless at Martha, s Table.

Up to 15 WH staff volunteers can join children from Horton, s Kids to prepare food for the homeless at Martha, s Table. Volunteers can join the Horton, s Kids children from 10:00-12:00 or from 1:00-3:00 PM.

Up to 30 WH staff volunteers also can join the younger children from Horton, s Kids for a scavenger hunt at the Museum of Natural History from 1:00-4:00PM. Each volunteer will be responsible for helping 2 children (ages 4-9) find answers to questions about dinosaurs, bugs and

animals.

Horton's Kids is a volunteer-run, non-profit organization that provides tutoring, mentoring and other support to roughly 200 children living in the Wellington Park housing project in the Anacostia section of Washington, D.C.

If you are interested, please contact Michele Jolin (5-5084)

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Julie A. Fernandes ( CN=Julie A. Fernandes/OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME:12-JAN-1998 07:59:06.00

SUBJECT: Summary Report of January 6 Discussion of Advisory Board Workplan and Prod

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:

FYI.

----- Forwarded by Julie A. Fernandes/OPD/EOP on 01/12/98  
08:06 AM -----

Michael Wenger  
01/09/98 08:24:22 PM  
Record Type: Record

To: Sylvia M. Mathews/WHO/EOP  
cc: See the distribution list at the bottom of this message  
Subject: Summary Report of January 6 Discussion of Advisory Board Workplan  
and Products

Attached is the summary report of our January 6 meeting.

Message Copied

To: \_\_\_\_\_  
Maria Echaveste/WHO/EOP  
Ann F. Lewis/WHO/EOP  
Minyon Moore/WHO/EOP  
Douglas B. Sosnik/WHO/EOP  
Lynn G. Cutler/WHO/EOP  
Julie A. Fernandes/OPD/EOP  
Claire Gonzales/PIR/EOP  
Lin Liu/PIR/EOP  
Audrey M. Hutchinson/PIR/EOP  
===== ATTACHMENT 1 =====  
ATT CREATION TIME/DATE: 0 00:00:00.00

TEXT:

Unable to convert ARMS\_EXT:[ATTACH.D47]MAIL48909211D.026 to ASCII,  
The following is a HEX DUMP:

FF57504370040000010A02010000000205000000462300000002000014AAD1E214ADD639E66249  
2FB500D656667DCE06A486858BAC67E86B574B2AD61833A1B99183145C05F8887F456E079C4AC4

**Automated Records Management System  
Hex-Dump Conversion**

MEMORANDUM

TO: Sylvia Mathews  
Assistant to the President and Deputy Chief of Staff

FROM: Judith A. Winston  
Executive Director

DATE: January 9, 1998

SUBJECT: Summary Report of January 6, 1998 Discussion of Advisory Board Workplan and Products through FY 1998

Attached is a revised schedule for Advisory Board activities through FY 1998. It reflects the discussion held on January 6. The schedule includes suggested topics for Advisory Board meetings. Some topics which may warrant Advisory Board attention are not included due to time constraints. However, it may be worth exploring whether a way should be found to include these topics. Among these topics are access to health care, equal housing opportunities, and the meaning of being an American in the One America envisioned by the President.

There was considerable discussion at the meeting regarding products which will result from the work of the Advisory Board. A general consensus formed around six products, and they are outlined below. Other products related to Board meetings and Board member activity are being proposed and developed, and we should have a separate meeting to discuss them.

Products from Advisory Board

1. Advisory Letters to the President from Dr. John Hope Franklin on behalf of the President's Advisory Board:

These letters would be prepared following each meeting of the Advisory Board. The substance of these letters would be the provision of advice to the President on matters relating to the topic of the Advisory Board meeting.

2. Individual Board Members Feedback to the President:

Advisory Board members have been provided with standard forms on which to provide feedback to the Initiative following each activity in which they engage as an Advisory Board member. On a monthly basis each Board member will summarize (perhaps with staff assistance) such feedback, particularly as it relates to the identification of promising practices, the recruitment of leaders, and the fostering of dialogues, and provide it in written form to the President.

3. Leadership Recruitment for On-going Activities:

The members of the Advisory Board will identify and recruit leaders who will continue to engage in racial reconciliation activities following the conclusion of the work of the Advisory Board. For example, through the corporate outreach effort, Bob Thomas will identify leaders in the corporate sector; through the religious outreach effort, Rev. Suzan Johnson Cook will identify leaders in the faith community; through activities with organizations of public officials, Governors Winter and Kean will identify leaders among public officials. All Board members will be involved in the effort to identify and recruit leaders. On the feedback form mentioned in item 2, Board members are encouraged to identify leaders in communities they visit.

4. Promotion of Dialogues

Through the use and distribution of One America Conversation Packets and the more comprehensive Race Dialogue How-To Kits, Advisory Board members will encourage dialogues in communities they visit. Among the issues which need to be resolved are ways in which to record these dialogues, receive feedback from them, measure their quantity and effectiveness, and obtain press attention for them. The Board, with staff assistance, will develop a written summary of efforts to promote and sustain dialogue.

5. Promising Practices

Advisory Board members, during their visits to various communities, will identify promising practices and report them to the Initiative staff. Also, through regular communications with Initiative staff, Board members will receive reports of promising practices for inclusion in speeches as examples of how communities can work toward racial reconciliation. One example could be a reference to Boston's Team Harmony Project as something that could be replicated elsewhere.

6. Summaries of Advisory Board Meetings and Town Halls

Following each Advisory Board meeting and Town Hall, Initiative staff will produce a detailed summary of the event, including information gathered, opinions expressed, conclusions reached, and follow-up planned. These summaries will be transmitted by Dr. Franklin to the President in a timely fashion.

OUTREACH SCHEDULE (revised 1/8/98)  
PRESIDENT'S INITIATIVE ON RACE

January:

- 13-14 Advisory Board Meeting, Phoenix, AZ -- Employment
- 14 Workplace Diversity Forum, Phoenix, AZ Automated Records Management System
- 30 Corporate Executives Forum, Los Angeles, CA Hex-Dump Conversion

February:

- 10 Religious Leaders Forum, Newark, NJ
- 10-11 Advisory Board Meeting, Oakland/San Francisco, CA -- Race and Poverty
- TBD (week of 22nd) Corporate Executives Forum, New York City

March:

- 3 or 4 Advisory Board Town Hall Meeting, Atlanta, GA or Minneapolis, MN
- TBD (week of 1st) Religious Leaders Forum, Baltimore
- TBD (week of 8th) Corporate Executives Forum, Chicago, IL or Cincinnati, OH
- TBD (week of 15th) Religious Leaders Forum, Columbia, SC
- 24 Religious Leaders Forum, Denver, CO
- 24-25 Advisory Board Meeting, Denver, CO -- Race and Stereotyping

April:

- 22 Religious Leaders Forum, Location TBD
- 22-23 Advisory Board Town Hall Meeting, Chicago, IL
- TBD Campus/Community Week of Dialogue

May:

- 19-20 Advisory Board Meeting, San Antonio, TX -- Immigration
- TBD Corporate Leaders/Religious Leaders Meeting with President

June:

- 17-18 Advisory Board Town Hall Meeting, Birmingham, AL

July:

- TBD Advisory Board Meeting, Charleston, SC -- Administration of Justice

August:

- TBD Advisory Board Town Hall Meeting, Seattle, WA -- Our Future (Youth)

Additional Activities:

- March 16-17 University of Mississippi (Dr. Franklin, Gov. Winter)
- March 17-20 AFL-CIO Executive Council, Las Vegas
- March 26-29 AFL-CIO Full Participation Conference, Los Angeles
- March 28 Children's Defense Fund Race Town Hall Meeting, Los Angeles
- TBD American Indian/Alaska Native Town Hall Meetings
- TBD President's Town Hall Meetings (3)

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Richard Socarides ( CN=Richard Socarides/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:12-JAN-1998 10:48:11.00

SUBJECT: Candidates for Race Initiative Communications Director

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

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

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

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

TO: Michael D. McCurry ( CN=Michael D. McCurry/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: 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: Judith A. Winston ( CN=Judith A. Winston/OU=PIR/O=EOP @ EOP [ PIR ] )  
READ:UNKNOWN

TO: Craig T. Smith ( CN=Craig T. Smith/OU=WHO/O=EOP @ EOP [ WHO ] )  
READ:UNKNOWN

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

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

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

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

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

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

# Withdrawal/Redaction Marker

## Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Richard Socarides to Thurgood Marshall Jr, et al; RE: Candidates for Race Initiative Communications Director (partial) (1 page)	01/12/1998	P2

### COLLECTION:

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

### FOLDER TITLE:

[01/09/1998 - 01/13/1998]

2009-1006-F  
db1576

### 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]

READ:UNKNOWN

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

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

TEXT:

Please let us know if any of you have any additional thoughts or comments on the list that follows.

----- Forwarded by Richard Socarides/WHO/EOP on 01/12/98  
10:43 AM -----

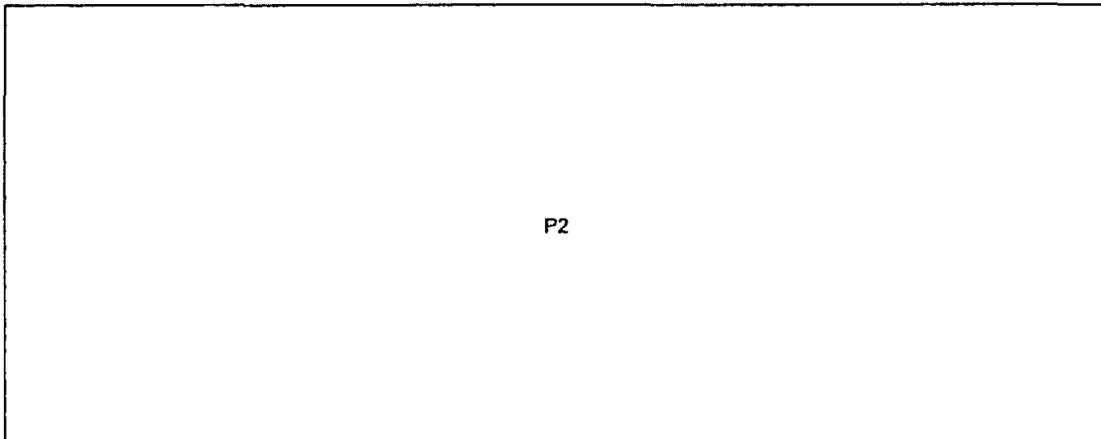
Beverly J. Barnes  
01/12/98 10:31:11 AM

Record Type: Record

To: Richard Socarides/WHO/EOP  
cc:  
Subject: Candidates for Race Initiative Communications Director

Following is a list of names that have been suggested to us for this position. We will start contacting these people later today in hopes of interviewing this week.

Please let me know if you have any thoughts about any of these candidates or if you have other names to suggest. Our goal is finish the first round of interviews by Friday. Thanks for your help.



P2

[001]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Julie A. Fernandes ( CN=Julie A. Fernandes/OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME:12-JAN-1998 19:29:39.00

SUBJECT: Youth Opp. Grants

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,

I am leaving for Phoenix early tomorrow morning. If you give the green light, Secretary Herman is prepared to announce the Youth Opp. Grants. I will have a skypager, so if you do decide that she should incorporate something into her statement, just let me know. I can be reached at 1-800-SKYPAGE, pin # 2168036 or at the hotel at 602/967-6600. See you Friday.

Julie

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Julie A. Fernandes ( CN=Julie A. Fernandes/OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME:12-JAN-1998 17:23:15.00

SUBJECT: April Pres. Event

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,

I just spoke with Paul Yandura from the Fair Housing office at HUD. They may be interested in doing an event in April with the Secy and the Pres. to commemorate the 30th anniversary of the Fair Housing Act. HUD is putting on a series of events in April, but is interested in doing one big one that focuses on equal opportunity; fair lending; anti-discrimination, etc. This is still just a nugget of an idea, but I wanted to get your initial reaction. The event could be the President's April race event, but would be broader to include the whole housing opportunity agenda. What do you think?

Julie

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Karen E. Skelton ( CN=Karen E. Skelton/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:12-JAN-1998 13:44:06.00

SUBJECT: Re: bilingual ed

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

READ:UNKNOWN

TEXT:

Elena:

Thanks for scribing. If it's not a problem, can I see a copy before it goes in? Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Karen E. Skelton ( CN=Karen E. Skelton/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:12-JAN-1998 17:30:23.00

SUBJECT: Re: bilingual ed

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

TEXT:  
Thanks!

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Richard Socarides ( CN=Richard Socarides/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:12-JAN-1998 14:01:25.00

SUBJECT: Re: Needles/Embryos/Abortion and Other Selected L/HHS General Provisions S

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

READ:UNKNOWN

TEXT:

here's the e-mail from Sandy which discusses timing.

----- Forwarded by Richard Socarides/WHO/EOP on 01/12/98  
02:00 PM -----

Sandra Thurman 01/12/98 10:35:44 AM

Record Type: Record

To: Richard Socarides/WHO/EOP

cc: Maria Echaveste/WHO/EOP

Subject: Re: Needles/Embryos/Abortion and Other Selected L/HHS  
General Provisions SPEAK NOW OR...

We did comment on the proposed language on needle exchange after consulting with both Chris Jennings and Kevin Thurm. I will forward a copy of the memo to you.

I had a lengthy discussion with Kevin last week regarding this issue. HHS does not plan to do anything on needle exchange until Satcher is confirmed, assuming that will happen in February. If indeed the confirmation is held up for some reason, we will have to revisit the timing of any action.

Contrary to what Scott Hitt may have told you, the AIDS community is still vehemently opposed to any law enforcement component in any compromise we might propose. So are General McCaffrey and I. In fact, it may well be the only point upon which we agree on this issue.

I am meeting again this week with the national AIDS groups to discuss where we are on needle exchange. I'll keep you posted.

Sandy

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Diana Fortuna ( CN=Diana Fortuna/OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME:12-JAN-1998 15:34:58.00

SUBJECT:

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: Julie A. Fernandes ( CN=Julie A. Fernandes/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: Laura Emmett ( CN=Laura Emmett/OU=WHO/O=EOP @ EOP [ WHO ] )  
READ:UNKNOWN

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

TEXT:

Elena, I need to speak to you about this. I had thought HHS had gone back to the drawing board on this issue, but now I hear Kevin may call Bruce to request a meeting on it. (We may need a meeting, although not necessarily with Bruce.)

(This is the welfare reform law's requirement that illegal (non-qualified) aliens not get federal public benefits, and HHS is trying to determine where programs like community health centers fit in.)

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Miriam H. Vogel ( CN=Miriam H. Vogel/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:12-JAN-1998 15:59:58.00

SUBJECT: bilingual ed

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

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

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

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

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

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

CC: Allison Balderston ( CN=Allison Balderston/OU=OPD/O=EOP @ EOP [ OPD ] )  
READ:UNKNOWN

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

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

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

TEXT:

Maria would like to schedule an internal meeting at 4pm tomorrow, Tuesday,  
to discuss and finalize:

Date for CA outreach mtg

Suggested names of attendees, which were circulated last week

Please let me know if this causes any inconvenience. Thank you.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:12-JAN-1998 17:42:21.00

SUBJECT: Weekly for this week 01/16

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

READ:UNKNOWN

TEXT:

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

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

TEXT:

Unable to convert ARMS\_EXT:[ATTACH.D73]MAIL430756114.026 to ASCII,

The following is a HEX DUMP:

FF575043CC0E0000010A020100000002050000009D87000000020000A7ACEBC8C32139DFDEB20C

January 16, 1997

MEMORANDUM FOR THE PRESIDENT

FROM: Bruce Reed  
Elena Kagan

RE: DPC Weekly Report

**Immigration -- Skills of Immigrants:** The attached U.S. News article discusses the issue of whether we should change our legal immigration system to strengthen preferences for skilled and well-educated prospective immigrants over those that are poorly educated and unskilled. The current immigration system is set up to favor keeping families intact. Thus, the vast number of legal immigrants are brought to this country through family-based visas, which do not take into account education or skill level. The article cites a Rand study proposal to create a point system of immigration which continues to give weight to immediate family reunification but would also give points for education, language skills, and work experience. The final report of the Commission on Immigration Reform also recommends a shift in priority toward higher skilled immigrants. Instead creating a point system, the Commission recommends revising skill-based admissions (approximately 100,000 visas) to favor highly-skilled and educated immigrants and eliminating altogether the category of unskilled workers. Though we think that these ideas are well worth exploring, it is unlikely that Congress will want to consider an overhaul of legal immigration this year. Efforts to reduce legal immigration levels were defeated during consideration of the 1996 illegal immigration law.

**Education -- Single Sex Schools in New York City:** DPC has been meeting with the White House Counsel's office, the Education and Justice Departments, to address the OCR response to a complaint against the existence of the all girl's Women's Leadership Academy in New York City. Both you and Secretary Riley are in complete agreement that, as a matter of policy, school districts should be (encouraged??? free???) to establish single sex schools as part of the mix of education options. The Office of Civil Rights has placed its investigation of the complaint on hold, and will take no steps in the foreseeable future to press New York City to change the status of the school. However, civil rights offices in both Education and Justice believe that such schools ultimately may be difficult to justify under Title IX or Article (relevant Constitutional reference), in part because they have discriminatory admissions policies, and partly because separate schools will inevitably become unequal and to the ultimate disadvantage

of females. They believe that the strongest legal case for permitting single sex schools is an argument that they are an appropriate remedy for past discrimination, such as low academic performance of females in co-educational settings. Neither of the cognizant Civil Rights offices want to take formal action on this issue, because they believe they will be forced to oppose single-sex schools.

Late in December, Secretary Riley and Rudy Crew agreed to appoint small teams of educators from the Education Department and the NYC Schools to work collaboratively to develop the strongest case for the Women's Leadership Academy. The teams will begin to plan their work next week. This process may take some time, and during this period the Education Department's Office of Civil Rights will not take any further actions on this case.

**Health Care -- Robert Reich's Proposal for Fixed Dollars for Health Care:** You asked for an analysis of Robert Reich's proposal to forgo a new increase in the minimum wage and instead require that employers require a certain fixed dollar amount for health care. As you will recall, we did forgo proposing a minimum wage increase when we proposed the Health Security Act because we did not want to load up the costs to employers. The idea of having a defined minimum employer contribution certainly has some merit as it would make a significant contribution to decreasing the number of uninsured. Having said that, there are a number of political and policy issues that have to be seriously considered prior to pursuing such a proposal.

There are numerous political and administrative complications that would have to be worked out before moving forward on such an initiative, such as: (1) whether or not we would be forced to add subsidies for this; (2) whether employers would be accountable if their employees had coverage from their spouse's employers; or (3) whether certain employers would be exempt.

Having said this, if you would like to further pursue this you should be aware that of some of the disadvantages. We will have to use a great deal of capital with the employer community as we move forward on our other current health care policies such as health care quality and the COBRA extension for the "promise breaker" employees who have dropped retiree health care coverage. Adding this proposal to the mix would no doubt create a great deal of public animosity from the employer community. Moreover, in a Republican Congress there is no chance that this would pass and it would likely be characterized as another step to "take over the health care system." Although liberal Democrats would be comfortable with this proposal, our centrist Democrats would not support it, primarily because of the opposition from the small business community.

**Health Care -- Medicare HMOs Dropping Benefits:** You asked us to respond to recent reports that Medicare HMOs were dropping benefits because of changes in Medicare reimbursement policies. We have asked HHS to review the extent to which this is occurring. However, it is important to note that many independent policy experts believe that payments to HMOs still are, on average, excessive given the fact that they continue to attract disproportionately healthy populations. They believe that any movement towards reducing

benefits are more attributable to HMO's desire for adequate profit margins for their investors rather than adjustments in reimbursement issue. In fact, one corporate executive just informed us that Medicare continues to be their number one most profitable player. Having said that, the fact that the BBA is starting to reduce Medicare reimbursements to HMOs will clearly contribute to lower revenues for these health plans. It is important to note that the added benefits in Medicare HMO plans do help encourage beneficiaries to participate in these plans. The outstanding question is whether or not we want to allow payment rates to exceed what is necessary so as to ensure that these additional benefits are in place. Regardless, any move in this direction would be premature until we have better information about the extent to which HMOs are reducing benefits and the reasons behind such a trend.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: June G. Turner ( CN=June G. Turner/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:12-JAN-1998 17:30:46.00

SUBJECT: Time Change - Meeting with Erskine re: Benchmarking

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

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

TO: Sally Katzen ( CN=Sally Katzen/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: Michael D. McCurry ( CN=Michael D. McCurry/OU=WHO/O=EOP @ EOP [ WHO ] )  
READ:UNKNOWN

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

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

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

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

TO: Richard L. Hayes ( CN=Richard L. Hayes/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: Franklin D. Raines ( CN=Franklin D. Raines/OU=OMB/O=EOP @ EOP [ OMB ] )  
READ:UNKNOWN

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

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

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

CC: Terri J. Tingen ( CN=Terri J. Tingen/OU=WHO/O=EOP @ EOP [ WHO ] )

READ:UNKNOWN

CC: Alice H. Williams ( CN=Alice H. Williams/OU=CEA/O=EOP @ EOP [ CEA ] )  
READ:UNKNOWN

CC: Phyllis Kaiser-Dark ( CN=Phyllis Kaiser-Dark/OU=OMB/O=EOP @ EOP [ OMB ] )  
READ:UNKNOWN

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

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

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

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

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

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

CC: Debra A. Schiff ( CN=Debra A. Schiff/OU=WHO/O=EOP @ EOP [ WHO ] )  
READ:UNKNOWN

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

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

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

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

CC: Virginia N. Rustique ( CN=Virginia N. Rustique/OU=WHO/O=EOP @ EOP [ WHO ] )  
READ:UNKNOWN

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

CC: Eleanor S. Parker ( CN=Eleanor S. Parker/OU=WHO/O=EOP @ EOP [ WHO ] )  
READ:UNKNOWN

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

CC: Carole A. Parmelee ( CN=Carole A. Parmelee/OU=WHO/O=EOP @ EOP [ WHO ] )  
READ:UNKNOWN

TEXT:  
The Benchmarking meeting is now at 1:15 pm Tuesday in the Roosevelt Room.  
I apologize for the short notice.  
\*\*\*\*\*

There will be a Benchmarking meeting with Erskine on Tuesday, January 13 at 2:00 pm in the Roosevelt Room.

Invited Attendees:

Erskine Bowles  
Sylvia Mathews  
John Podesta  
Frank Raines  
Chuck Ruff  
Janet Yellen  
Gene Sperling  
John Hilley  
Elena Kagan  
Doug Sosnik  
Paul Begala  
Rahm Emanuel  
Maria Echaveste  
Mike McCurry  
Sally Katzen  
Ann Lewis  
Dawn Chirwa  
Rob Weiner  
Richard Hayes  
Minyon Moore

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:12-JAN-1998 16:24:30.00

SUBJECT: Tobacco QA

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

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

READ:UNKNOWN

TEXT:

This is a Q and A on tobacco tax: 1. I've added an opening question on whether we'll introduce a Clinton bill and a last question about states' being entitled to the money; 2. the middle two questions are the same as the one's I sent before-- but I don't have Elena's edits of what she sent in. Regards, Tom===== ATTACHMENT 1 =====

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

TEXT:

Unable to convert ARMS\_EXT:[ATTACH.D24]MAIL45570611G.026 to ASCII,  
The following is a HEX DUMP:

FF57504370040000010A020100000002050000006E12000000020000B319DFC07274371728EBE9  
F406181837FC9FA399E9CC4B3F903C1D100B9049E1B020FA976E9452D30F4ED62510790E429095

**Q and A on Tobacco Taxes and Budget**  
**January 12, 1998**

Q. What progress has been made in getting comprehensive tobacco legislation enacted? Will the Administration introduce its own tobacco bill?

A. We are making very solid progress towards enacting comprehensive tobacco legislation. The leadership of both the House and Senate has been working diligently in drafting bills, and we've discussed directly with them how important this issue is, and how it should be a bi-partisan effort. I'm looking forward to working with Congress and passing and signing a bill in the first part of this year. I announced in September the five key elements that I think are essential to a comprehensive bill, and I look forward to continuing to work with Congress as we craft a bi-partisan bill that helps reduce teen smoking in America.

Q. Will your upcoming proposed budget rely on revenues raised from a tax on tobacco products, and if so how much money do you believe can be raised in this manner?

A. I have said consistently that there needs to be comprehensive tobacco legislation with the primary goal of reducing teen smoking. We are making good progress in that direction. As part of that comprehensive approach, I have called for a combination of industry payments and penalties to increase the price of cigarettes by up to \$1.50 over the next decade, as necessary to meet youth smoking reduction targets. These revenues need not be a tax, and reports that indicate that has been decided are wrong. I think it is fair to say that comprehensive tobacco legislation should raise some revenue and that we will assume some revenues from it in our upcoming budget.

Q. Are the revenue estimates reported in the Wall Street Journal accurate, suggesting that a tobacco tax would raise \$10 billion for your FY '99 budget and \$40 to \$60 billion over five years?

A. I won't comment on particular numbers that may still be in the drafting stage. The budget is not finalized and obviously hasn't been released. The projected revenues we use for the budget will be consistent with what I have called for in the past. I've said there should be a combination of industry payments and penalties to increase the price of cigarettes by up to \$1.50 over the next decade, as necessary to meet youth smoking reduction targets of 30% in 5 years, 50% in 7 years, and 60% in 10 years.

Q. There are various reports about how much money will go from the tobacco legislation to the states, and what right the federal government has to this money. What do you think the states are entitled to?

A. As I have said, my overriding goal is bipartisan national tobacco legislation to make the most of this historic opportunity to reduce teen smoking. There is some existing law on the allocation issue, but I think the best way to allocate tobacco funds between the federal and state government is through legislation, and I am looking forward to finding a mutually agreeable purpose for the funds generated by tobacco legislation. It is a question we will be able to work out in Congress.

**Automated Records Management System  
Hex-Dump Conversion**

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Maria Echaveste ( CN=Maria Echaveste/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:12-JAN-1998 11:25:28.00

SUBJECT: bilingual ed

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Based on Craig's comments in this morning's meeting, is your office preparing the one-pager on bilingual ed for POTUS?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:12-JAN-1998 10:51:01.00

SUBJECT: Change in Directive

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

TO: Jose Cerda III ( CN=Jose Cerda III/OU=OPD/O=EOP @ EOP [ OPD ] )  
READ:UNKNOWN

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

CC: G. Timothy Saunders ( CN=G. Timothy Saunders/OU=WHO/O=EOP @ EOP [ WHO ] )  
READ:UNKNOWN

TEXT:

So there's no confusion, please take note that after speaking with Jose, I've had the clerks change the words "moves towards enacting" to "requires States to enact" in the Directive's last sentence. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Sara M. Latham ( CN=Sara M. Latham/OU=WHO/O=EOP [ WHO ] )

CREATION DATE/TIME:12-JAN-1998 16:10:05.00

SUBJECT: Re: 11:30 tuesday 757-2100, 5043

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

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

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

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

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

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

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

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

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

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

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

TO: dan j. taylor ( CN=dan j. taylor/O=ovp @ ovp [ UNKNOWN ] )  
READ:UNKNOWN

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

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

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

TEXT:

Tomorrow, tuesday 13th, we will do another conference call with Hill folks to discuss Wedn. event - Tuesday, 11:30a , 757-2100 pin 5043 - you can come to Podesta's ofc, or call in.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Diana Fortuna ( CN=Diana Fortuna/OU=OPD/O=EOP [ OPD ] )

CREATION DATE/TIME:12-JAN-1998 15:37:11.00

SUBJECT: Sorry; topic of my prior message should have read "Definition of federal p

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Cynthia A. Rice ( CN=Cynthia A. Rice/OU=OPD/O=EOP @ EOP [ OPD ] )

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

----- Forwarded by Diana Fortuna/OPD/EOP on 01/12/98  
03:36 PM -----

Diana Fortuna

01/12/98 03:34:52 PM

Record Type: Record

To: Bruce N. Reed/OPD/EOP, Elena Kagan/OPD/EOP

cc: Cynthia A. Rice/OPD/EOP, Cathy R. Mays/OPD/EOP, Laura Emmett/WHO/EOP,  
Julie A. Fernandes/OPD/EOP

Subject:

Elena, I need to speak to you about this. I had thought HHS had gone back to the drawing board on this issue, but now I hear Kevin may call Bruce to request a meeting on it. (We may need a meeting, although not necessarily with Bruce.)

(This is the welfare reform law's requirement that illegal (non-qualified) aliens not get federal public benefits, and HHS is trying to determine where programs like community health centers fit in.)

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:13-JAN-1998 20:51:58.00

SUBJECT: Issues for Workplace Rel. Mtng.

TO: Elena Kagan ( CN=Elena Kagan/OU=OPD/O=EOP @ EOP [ OPD ] )  
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CC: Laura Emmett ( CN=Laura Emmett/OU=WHO/O=EOP @ EOP [ WHO ] )  
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TEXT:

Agenda  
RELIGION IN THE WORKPLACE  
1/14/98

I. LEGISLATION

\* Status: DPC, WH Counsel, OPL, DOJ, EEOC, SBA, Labor, Commerce have met many times. DOJ/EEOC has produced draft legislation.

\* Draft bill does not currently satisfy constituency group. (Marshall memo on outstanding issues.)

II. STATUS: EXTERNAL VETTING

\* Have met with religious groups led by Folton. If we can work out issues with them, should vet with other non-coalition member groups. Including:

\* Labor (some vetting required-- premium pay issue remains).

\* Business (Chamber Commerce etc. have been alerted but complete vetting needed).

\* Legislative (Leg. Affairs has waited to contact Coates/Kerry-- thinks they will be very interested if groups sign on.)

III. OPTIONS

\* Get everyone to agree to Administration bill. (Best choice)

\* Get close enough to endorse common principles with Senators and constituency groups.

IV. NEXT STEPS AND TIMING