

NLWJC - KAGAN

EMAILS RECEIVED

ARMS - BOX 079 - FOLDER -008

[07/02/1998 - 07/08/1998]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 2-JUL-1998 11:27:16.00

SUBJECT:

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

READ:UNKNOWN

TEXT:

pls call michael waldman x62272

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 2-JUL-1998 11:32:53.00

SUBJECT: Draft directive

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

READ:UNKNOWN

TEXT:

This version is signed off on by OMB, HHS, FDA, USDA, and USTR. Only issue -- O'Hara/HHS really wants the line saying the Institute will be "under the leadership" of HHS and USDA,. This line is in the current version, but you may want to remove it -- the structure of the Institute is what the 90-day plan will do. ===== ATTACHMENT 1 =====
ATT CREATION TIME/DATE: 0 00:00:00.00

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D58]MAIL485525288.126 to ASCII,
The following is a HEX DUMP:

FF57504370040000010A0201000000020500000003D19000000020000DA8A8080F8B0BF6281C81D
EE585F3AE317D1319F8B7C9067F0EF848B84856194967FE7420079CE6A9F9C3DF2AC4CF2B53C5E
8F32770FE5FF3B5FF8A075E38769F9C4D0A71A16DE70FD957D59BA635F05981EA36D58FE431045

DRAFT
MEMORANDUM FOR THE SECRETARY OF HEALTH AND HUMAN SERVICES
SECRETARY OF AGRICULTURE

SUBJECT: JOINT INSTITUTE FOR FOOD SAFETY RESEARCH

Americans enjoy the most bountiful and safe food supply in the world. My Administration has made substantial improvements in food safety, from modernizing meat, seafood, and poultry inspections to creating a high-tech early warning system to detect and control outbreaks of foodborne illness.

Our success has been built on two guiding principles: (1) engaging all concerned parties, including consumers, farmers, industry, and academia, in an open and honest dialogue about improving food safety; and (2) grounding our efforts in the best science available. We have made good progress, but more can be done to prevent the many foodborne illnesses that still occur in our country.

As we look to the future of food safety, increasingly science and technology are playing a central role. An expanded food safety research agenda is essential to continued improvements in the safety of America's food. We need new tools to more quickly detect dangerous pathogens, like E. coli O157:H7 and campylobacter, and we need better interventions that reduce the risk of contamination during food production.

Food safety research is a critical piece of my Fiscal Year 1999 food safety initiative. Unfortunately, Congress has not yet fully funded the initiative. We will continue to work with Congress to invest more resources in this effort so vitally important to America's families and to the public health. In order to help improve the safety of our Nation's food supply, I also have proposed two critical pieces of legislation to bring our food safety system into the 21st century. First, my Administration has proposed legislation that would give the Food and Drug Administration (FDA) greater authority over imported foods. This legislation will ensure that the FDA halts imports of fruits, vegetables, and other food products that do not meet U.S. food safety requirements or that do not provide the same level of protection as is required for U.S. products. This legislation gives FDA authority that is similar to the authority that the U.S. Department of Agriculture (USDA) already has to prevent the importation of unsafe meat and poultry. In addition, we have proposed legislation that would give USDA the authority to impose civil penalties for violations of meat and poultry regulations and the authority to issue mandatory recalls to remove unsafe meat and poultry from the marketplace. I urge Congress to pass both these bills in order to protect our Nation's families and to improve the safety of our Nation's food supply.

In this time of limited budgets, however, we also need to make every effort to maximize our resources, including coordinating our research efforts across the Federal government and in the private sector. Our interagency food safety research working group is a strong start, but it is one that we must build on.

Today, I hereby direct the Secretary of Health and Human Services and the Secretary of Agriculture to report back to me within 90 days on the creation of a Joint Institute for Food Safety Research that will: (1) develop a strategic plan for conducting food safety research activities consistent with the President's Food Safety Initiative; and (2) efficiently coordinate all Federal food safety research, including with the private sector and academia. This Institute should serve as the focal point for coordinating food safety research, under the leadership of the Secretaries of HHS and USDA, across the Federal government and should work to leverage resources with the private sector, including the use of public-private partnerships, or other appropriate mechanisms. This plan should build upon my Interagency Food Safety Initiative and should make provisions for cooperation and consultation with consumers, producers, industry, and academia as well as other Federal and state research and public health agencies.

You should call upon the Environmental Protection Agency, the National Partnership for Reinventing Government, and the Office of Science and Technology Policy, and other agencies as appropriate to provide you with assistance in achieving this goal. These steps, taken together and in coordination with our pending legislation, will ensure to the fullest extent possible the safety of food for all of America's families. I appreciate your commitment to improving food safety, and I look forward to your continuing leadership in developing this Joint Institute for Food Safety Research.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Minyon Moore (CN=Minyon Moore/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 5-JUL-1998 14:47:58.00

SUBJECT: follow-up on the budget meeting

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

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

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

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

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

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

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

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

CC: Peter O'Keefe (CN=Peter O'Keefe/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

TEXT:

AS A FOLLOW-UP TO OUR DISCUSSIONS, I WOULD LIKE TO RECONVENE TO FINALIZE THE PLANS FOR OUR UPCOMING HOUSE REPUBLICAN BUDGET RESOLUTIONS OUTREACH MEETNG. The agenda will be fairly straight forward -- (1) a unified

message (2) agenda for the meeting and (3) proposed list of invitees. Tom Kahn from the hill will also be in attendance.

If everyone's schedule permit, I would like to reconvene at 11:00 am on Tuesday, July 7th. Room TBD. Please have your assistant contact Jocelyn at 67910 if this time is convenient for you. I will need to notify the Tom as soon as possible. Thanks

----- Forwarded by Minyon Moore/WHO/EOP on 07/05/98 02:31 PM -----

Minyon Moore
07/01/98 09:11:39 PM
Record Type: Record

To: See the distribution list at the bottom of this message
cc: Jocelyn Neis/WHO/EOP, Robert B. Johnson/WHO/EOP, Cheryl M. Carter/WHO/EOP, Doris O. Matsui/WHO/EOP
Subject: follow-up on the budget meeting

I spoke with Tom Kahn today re: our upcoming budget resolution briefing. We discussed the possibility of doing the budget resolution briefing on the 14th or 16th of July. We should think through how we want to max. the EZ conference sponsored by the VP's office on the 15th as we think through these dates. He also forwarded me a list of people who should be involved.

1. In order to move forward, I will need to reconcile schedules for the following individuals: Jack Lew, Gene Sperling, Bruce Reed. Were you able to discuss this concept with the AP's. In addition, Maria, Elena and Sylvia should be prepared to make themselves available. It was emphasized by Tom that Jack and Gene will definitely need to be at the meeting.

However, as I indicated in our earlier meeting - we should make sure the panelist are broad based.

2. Josh as we discussed, you will need to provide the appropriate talking points for me to convey to the OPL staffers who will be making the calls; It will only be a select few callers and probably more Senior than Jr.

3. Tom and I discussed doing a small internal meeting on Wednesday to coordinate our message and strategy. I will have Jocelyn send an e-mail to discuss availability for Wednesday.

4. I am assuming that we want to convene a larger rather than smaller group for this briefing. How do we want to deal with the Business community? Should we brief separately (Washington rep's) or should we bring a select few into this briefing?

5. We should also make sure Intergovernmental and Political and Cabinet affairs is roped in.

6. We should discuss in this same vein our strategy around the approp. process...in particular Labor/HHS. Sec. Herman called today wanted to know what the state of play will be from the White House. I also told her to contact Jack for further instructions. So much of what she cares about and our groups is being zeroed out of the budget as we speak.

Thanks.....

Message Sent

To:

- Maria Echaveste/WHO/EOP
- Jake Siewert/OPD/EOP
- Joshua Gotbaum/OMB/EOP
- Elena Kagan/OPD/EOP
- Sylvia M. Mathews/WHO/EOP
- Charles M. Brain/WHO/EOP
- Jacob J. Lew/OMB/EOP
- Gene B. Sperling/OPD/EOP
- Bruce N. Reed/OPD/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Minyon Moore (CN=Minyon Moore/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 5-JUL-1998 15:52:39.00

SUBJECT: follow-up on the budget meeting

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

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

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

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

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

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

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

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

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

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

CC: Barbara D. Woolley (CN=Barbara D. Woolley/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Peter O'Keefe (CN=Peter O'Keefe/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Jocelyn Neis (CN=Jocelyn Neis/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TEXT:

I noticed that people will not be available at this time due to a pre-scheduled briefing with the President. Disregard the 11:00 a.m. time request.

HOW DOES 1:30 P.M. ON TUESDAY WORK FOR EVERYONE'S SCHEDULE?

----- Forwarded by Minyon Moore/WHO/EOP on 07/05/98 03:36 PM -----

Minyon Moore

07/05/98 02:43:42 PM

Record Type: Record

To: See the distribution list at the bottom of this message
cc: Robert B. Johnson/WHO/EOP, Peter O'Keefe/WHO/EOP, Doris O. Matsui/WHO/EOP, Jocelyn Neis/WHO/EOP
Subject: follow-up on the budget meeting

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Minyon Moore

07/01/98 09:11:39 PM

Record Type: Record

To: See the distribution list at the bottom of this message
cc: Jocelyn Neis/WHO/EOP, Robert B. Johnson/WHO/EOP, Cheryl M. Carter/WHO/EOP, Doris O. Matsui/WHO/EOP
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Message Sent

To: _____
Maria Echaveste/WHO/EOP
Jake Siewert/OPD/EOP
Joshua Gotbaum/OMB/EOP
Elena Kagan/OPD/EOP
Sylvia M. Mathews/WHO/EOP
Charles M. Brain/WHO/EOP
Jacob J. Lew/OMB/EOP
Gene B. Sperling/OPD/EOP
Bruce N. Reed/OPD/EOP

Message Sent

To: _____
Maria Echaveste/WHO/EOP
Charles M. Brain/WHO/EOP
Linda Ricci/OMB/EOP
Sylvia M. Mathews/WHO/EOP
Ann F. Lewis/WHO/EOP
Thurgood Marshall Jr/WHO/EOP
Elena Kagan/OPD/EOP
Jacob J. Lew/OMB/EOP
Paul E. Begala/WHO/EOP
Jake Siewert/OPD/EOP
Gene B. Sperling/OPD/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Kevin S. Moran (CN=Kevin S. Moran/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 6-JUL-1998 08:53:18.00

SUBJECT: TOBACCO MEETING

TO: BERNSTEIN_L@A1@CD@VAXGTWY (BERNSTEIN_L@A1@CD@VAXGTWY @ VAXGTWY [UNKNOWN]) (W
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

TO: Lawrence J. Stein (CN=Lawrence J. Stein/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: Maria Echaveste (CN=Maria Echaveste/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: Bruce R. Lindsey (CN=Bruce R. Lindsey/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

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

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

READ:UNKNOWN

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

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

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

CC: Scott R. Hynes (CN=Scott R. Hynes/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

TEXT:

Please come to a Tobacco Meeting today (7/6) at 4:00 pm in Erskine's office. kevin

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 6-JUL-1998 09:55:12.00

SUBJECT: Medicare QMB/SLMB

TO: Toby Donenfeld (CN=Toby Donenfeld/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

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

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

TO: Barbara D. Woolley (CN=Barbara D. Woolley/OU=WHO/O=EOP [WHO])
READ:UNKNOWN

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

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

TO: David W. Beier (CN=David W. Beier/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

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

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

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

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

TO: Lori L. Anderson (CN=Lori L. Anderson/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: Elizabeth R. Newman (CN=Elizabeth R. Newman/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

TO: Bruce N. Reed (CN=Bruce N. Reed/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.D75]MAIL49147368I.126 to ASCII,
The following is a HEX DUMP:

FF5750438A0E0000010A0201000000020500000006340000000200000351E90C1447260EB1E0172
1338D525B355C63E74F501FB6CE59C37104E29365A36BD28F8F6A01244CEC2E51A72295314BFB7
3094CACBA8385CF7BF4A763AA1ACC4ADE8574A4838A64334161D1D6722C75BCC0FCF1506842998

**PRESIDENT LAUNCHES NEW CAMPAIGN TO ENSURE THAT
LOW-INCOME MEDICARE BENEFICIARIES RECEIVE PREMIUM ASSISTANCE
July 6, 1998**

Today, the President announced a new outreach campaign to help millions of low-income seniors and people with disabilities get assistance in paying Medicare premiums. A study by Families USA reports that over 3 million low-income Medicare beneficiaries are not enrolled in the Qualified Medicare Beneficiary (QMB) and related programs that pay for Medicare premiums and (for some) copayments and deductibles. This assistance was expanded last year in the Balanced Budget Act. However, as this new report underscores, many eligible beneficiaries are not aware of these cost-sharing protections and others have difficulty accessing this critically needed assistance.

To address this problem, the President has requested that the Department of Health and Human Services (HHS) and the Social Security Administration (SSA) launch a multi-faceted effort to enroll eligible Medicare beneficiaries in QMB and related programs. These new initiatives, which build on existing efforts to help identify and enroll eligible beneficiaries and parallel the President's efforts on children's health outreach, include:

- **Launching major new initiatives to educate Medicare beneficiaries about premium assistance programs.** HHS and SSA will make unprecedented efforts to ensuring that beneficiaries know about these programs by distributing clear, plainly written information about these programs by:
 - **Sending written information to all 38 million Medicare beneficiaries** about this program through pamphlets that will be sent to all beneficiaries this fall.
 - **Informing every one of the 1.8 million new Medicare beneficiaries** about this program in the Medicare initial enrollment package that is sent to these beneficiaries.
 - **Including information describing this program and an eligibility screening worksheet on the new Medicare Internet site, "www.medicare.gov,"** which is used by millions of older Americans and their families, as well as others who work with the elderly and people with the disabilities.
 - **Sending program information to more than 36 million individuals receiving Social Security benefits** in the annual cost-of-living adjustment (COLA) notices this fall.
 - **Distributing 450,000 pamphlets as well as placing posters in SSA's 1,300 field offices** where millions of beneficiaries go to enroll and ask questions about these programs. SSA will direct its field office employees to reach out to the millions of beneficiaries they see every day to ensure they are informed about QMB and related programs.
- **Encouraging the use of a simplified application process.** In July, the Health Care Financing Administration (HCFA) will send a letter to State Medicaid agencies that includes

a model, simplified application as well as examples of successful outreach and enrollment programs. HCFA will encourage states to adopt simple, user-friendly procedures such as a mail-in application.

- **Creating a Federal-State-consumer advocate task force to develop new strategies to enroll eligible beneficiaries.** Beginning this month, HHS, SSA, the National Governors' Association, and advocates of the elderly and people with disabilities will collaborate to identify and implement strategies to educate beneficiaries about this program and to make it easier to enroll.
- **Targeting eligible beneficiaries through direct mailings.** This fall, HCFA will send a letter to a targeted group of beneficiaries who are likely to be eligible for these protections. The targeting population list will come from a list of beneficiaries supplied by SSA that the agency believes may be eligible. The letter will explain the program and encourage beneficiaries to apply.
- **Providing the State Insurance Counseling and Assistance Programs (ICAs) with materials to assist beneficiaries in enrolling in the premium assistance programs.** ICAs provide assistance on insurance and benefits to millions of older and disabled Americans.

These new initiatives build on an ongoing commitment by HCFA and SSA to target and enroll these vulnerable, low income Americans. For example, HCFA has provided training materials on identifying and assisting potential beneficiaries to providers, advocates and States. SSA has included information on programs in SSA pamphlets and handouts that could reach potential candidates and conducted training for staff who interact with beneficiaries.

Background on the QMB and related programs. The following table shows eligibility for premium and cost sharing assistance programs, which are offered in all States.

Category	Income (Poverty)	Annual Income (1998)		Medicaid Pays For:
		Individual	Couple	
QMBs: Qualified Medicare Beneficiaries	0 to 100%	Up to \$8,290	Up to \$11,090	Medicare Part A & B premiums, deductibles, copayments
SLMBs: Specified Low-Income Medicare Beneficiaries	100-120%	\$8,291 to 9,900	\$11,091 to 13,260	Medicare Part B premium
QI-1s: Qualified Individuals 1	120-135%	\$9,901 to 11,108	\$13,261 to 14,888	Medicare Part B premium
QI-2s: Qualified Individuals 2	135-175%	\$11,109 to 14,328	\$14,889 to 19,228	Part of Medicare Part B premium

Notes: Income guidelines include a \$240 unearned income disregard; poverty thresholds are different in AK and HI. There is also an assets limit of \$4,000 for individual and \$6,000 for couples for all groups. QI programs are subject to the availability of capped funding allotments.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Michael J. Sorrell (CN=Michael J. Sorrell/OU=PIR/O=EOP [PIR])

CREATION DATE/TIME: 6-JUL-1998 11:25:58.00

SUBJECT: weekly

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

READ:UNKNOWN

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

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

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

TO: Oliver G. McGee (CN=Oliver G. McGee/OU=OSTP/O=EOP @ EOP [OSTP])
READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

READ:UNKNOWN

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

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

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

TEXT:

----- Forwarded by Michael J. Sorrell/PIR/EOP on 07/06/98
11:25 AM -----

Steve B. Chu
07/06/98 11:24:10 AM
Record Type: Record

To: Michael J. Sorrell/PIR/EOP
cc:
Subject: weekly

Here it is

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D71]MAIL479344685.126 to ASCII,
The following is a HEX DUMP:

FF57504312070000010A02010000000205000000BA240000000200004BF33885B1141525A86505
8D8D0DB795E3F3521BFC3E90CF01DC7CDDAEF0F7606AC28520A40E36E190D549CB67CFB15F169E

MEMORANDUM TO THE PRESIDENT

FROM: JUDITH A. WINSTON

THROUGH: ERSKINE BOWLES
SYLVIA MATHEWS

DATE: JULY 2, 1998

SUBJECT: PRESIDENT'S INITIATIVE ON RACE WEEKLY REPORT
JUNE 27 - JULY 2

ADVISORY BOARD ACTIVITIES

Tribal Radio Station Interview. On July 1, Angela Oh taped a radio interview which will be broadcast July 4. The radio station is located in Reserve, Wisconsin and is owned by the Lac Courte Oreilles Ojibwe tribe. Ms. Oh discussed several issues, including the participation of Tribal leaders in the Initiative.

Race and Immigration Meeting. On July 13, Dr. John Hope Franklin, Angela Oh, Governor William Winter and Linda Chavez-Thompson will attend a conference on race and immigration sponsored by the Carnegie Endowment for International Peace and the Georgetown University Law Center. The meeting will include a discussion of immigration issues and examine promising practices.

OFFICE OF THE EXECUTIVE DIRECTOR

United States Virgin Islands Emancipation Day. On July 3, 1998, I delivered remarks at the Virgin Islands Emancipation Day Program. This year marks the 150th anniversary of the Proclamation freeing the slaves on the Virgin Islands.

Race and Health Meeting. On July 10, the United States Department of Health and Human Services will sponsor a meeting on issues relating to race and health. The meeting will take place at Faneuil Hall in Boston, Massachusetts. Dr. David Satcher,

Assistant Secretary for Health and Surgeon General of the United States, will be the keynote speaker.

Corporate Leaders Forum. On July 23, Bob Thomas and Secretary of Transportation Rodney Slater will serve as the hosts for the next Corporate Leaders Forum which will be held in St. Louis, Missouri.

FEDERAL AGENCY ACTIVITIES

DEPARTMENT OF JUSTICE

Human Diversity for Community Policing. The United States Attorneys for the Eastern, Middle, and Western Districts of North Carolina will jointly sponsor a "Train the Trainer" seminar on human diversity for community policing officers. Co-sponsors of this event are the North Carolina Justice Academy, the Carolina Institute for Community Policing, and the National Organization for Black Law Enforcement Executives.

DEPARTMENT OF AGRICULTURE

Minority and Women Farmers. The United States Department of Agriculture has increased the number of direct operating loans to minority and women farmers over the last year by 33 percent. In the direct farm ownership program, loans to minority and women farmers have increased 180 percent over the last year. Direct operating loans to beginning farmers have increased by 31 percent, while direct farm ownership loans to beginning farmers have risen 29 percent compared to a year ago.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Fair Housing. On July 1, Assistant Secretary for Fair Housing and Equal Opportunity Eva Plaza, participated in a League of United Latin American Citizens panel on fair housing in Dallas, Texas.

Hispanic Leadership. On July 10, Secretary Cuomo will participate in a meeting with the National Hispanic Leadership Agenda.

DEPARTMENT OF TRANSPORTATION

Hispanic Coalition. On August 4, Federal Aviation Administration Administrator Jane F. Garvey will speak at the FAA Hispanic Coalition Conference in Dallas, Texas.

DEPARTMENT OF EDUCATION

Higher Education Desegregation. The State of Florida has submitted a plan to the Department of Education's Office for Civil Rights to increase the participation of minority students in its higher education system.

SMALL BUSINESS ADMINISTRATION

Indian Communities. On August 5 - 6, the Small Business Administration will help sponsor an interagency conference entitled "Building Economic Self-Determination in Indian Communities" to be held in Washington D.C.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 6-JUL-1998 11:40:06.00

SUBJECT: draft paper for Kassebaum-Kennedy announcement

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

READ:UNKNOWN

CC: Cathy R. Mays (CN=Cathy R. Mays/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]MAIL46755468B.126 to ASCII,

The following is a HEX DUMP:

FF5750438A060000010A020100000002050000007E2D000000020000562E1FDA0EBA5C427C66DF
59C8ABC329CD3C19B8998C5854DE4C2F5BE9266D06E3E5FEF102CBA513EEAA7C9EA7AA563697F9

**PRESIDENT CLINTON ISSUES EXECUTIVE MEMORANDUM DIRECTING STRONG
ACTIONS AGAINST PLANS THAT VIOLATE KASSEBAUM-KENNEDY PROTECTIONS**
July 7, 1998

Today, on the one year anniversary of the implementation of the Kassebaum-Kennedy legislation, the President issued an Executive Memorandum directing the Office of Personnel Management (OPM) to take all actions necessary, up to and including termination, against health insurers now participating in the Federal Employees Health Benefit Plan (FEHBP) that violate the protections afforded by the Health Insurance Portability and Accountability Act of 1996 (HIPAA).

The President also announced that the Health Care Financing Administration (HCFA) and the National Association of Insurance Commissioners (NAIC) will forward any reports of violation immediately to OPM, allowing the agency to quickly stop these abuses. These new directives underscore the President's strong commitment to ensuring health plans abide by the HIPAA law and build on actions the President took earlier this year.

There Have Been Reports That Some Health Insurers Are Circumventing HIPAA Protections. Some insurers are reportedly giving insurance agents incentives to avoid enrolling qualified Americans with pre-existing conditions, who are guaranteed access to coverage under HIPAA. Agents also have been given incentives to delay processing applications submitted by HIPAA-eligible individuals or small groups in order ensure that applicants have a sufficient break in coverage to lose eligibility for HIPAA protections. Such actions are inconsistent with the letter and the spirit of the 1996 law. Today, the President took strong action against insurers who violate the HIPAA protections. Specifically, he:

- **Directed OPM to Ensure Health Plans Are In Compliance With HIPAA to Participate in FEHBP.** In order to be eligible to participate in the FEHBP, insurance carriers subject to HIPAA will have to certify in writing to OPM that they are providing access to health insurance consistent with the HIPAA protections.
- **Directed OPM to Take Action, Up To and Including Termination, of Health Plans That Delay or Deny Coverage to Americans Eligible Under HIPAA.** To ensure compliance with HIPAA, the President directed the OPM to take all appropriate action -- up to and including termination of a participating health plans from FEHBP. This action will help ensure that the 350 participating carriers in the FEHB program, who serve 9 million enrollees, are providing access to health insurance to Americans eligible under the important 1996 law.
- **Directed HCFA to Report Any Abuses to OPM.** The President also directed HCFA to report to OPM immediately any actions taken by an insurer or insurer representative that in any way precludes or inhibits access to the insurance protections provided under HIPAA. The President noted that any such referral would, of course, not in any way alter the need for or responsibility to utilize any and all enforcement tools at HCFA's disposal.

- **Announced Collaboration With the National Association of Insurance Commissioners (NAIC) to Help Stop Abuses.** The NAIC has also committed to help identify and report to OPM any insurers they uncover who are denying or delaying providing individuals the HIPAA protections.
- **Requested HHS and Labor Departments report back within six months on the successes and shortcomings of HIPAA.** This report would include specific legislative or regulatory recommendations that would be necessary to further strengthen this law.

These Actions Build on the President's Commitment to Assuring That HIPAA Provides Millions of Americans Access to Health Insurance.

- **Directed HHS to Issue Strong Warnings Regarding Unacceptable Insurance Practices.** Earlier this year, when the President first learned of efforts to circumvent the HIPAA law, he asked the Department of Health and Human Services to take appropriate actions to stop health plans and their agents to cease and desist all such harmful and likely unlawful practices. HCFA responded by immediately releasing a strong guidance bulletin on March 18th to virtually every insurer in the nation. This bulletin advised insurers that delaying or denying health care coverage to Americans eligible for insurance under HIPAA was unlawful and inappropriate and underscored the Federal Government's commitment to ensure compliance. Since this time, there have been fewer reports of abuse. However, there continue to be reports that some insurers are still violating this law.
- **Fought Hard for Kassebaum-Kennedy Insurance Reforms in 1996.** The HIPAA law helps individuals keep health insurance when they change jobs, guaranteed renewability of coverage, and guaranteed access to health insurance for small businesses. This act includes several other high priority Clinton Administration health initiatives, including:
 - **Eliminating the discriminatory tax treatment of the self-employed.** Increased the tax deduction from 30 percent to 80 percent for the approximately 10 million Americans who are self-employed. The President also signed into law a provision to phase it in to 100 percent in the Balanced Budget Act of 1997.
 - **Strengthening efforts to combat health care fraud, waste, and abuse.** The Kassebaum-Kennedy law created a new stable source of funding to fight fraud and abuse that is coordinated by the HHS Office of the Inspector General and the Department of Justice. In the first year alone, this effort saved Medicare \$1 billion.
 - **Providing consumer protections and tax incentives for private long-term care insurance.** Making long-term care more affordable by guaranteeing that employer sponsored long-term care insurance will receive the same tax treatment as health insurance and implemented new consumer protections to assure that any tax favored product meets basic consumer and quality standards.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Kate P. Donovan (CN=Kate P. Donovan/OU=OMB/O=EOP [OMB])

CREATION DATE/TIME: 6-JUL-1998 11:40:28.00

SUBJECT: VA/HUD SENATE SAP -- NEED CLEARANCE

TO: Jeffrey M. Smith (CN=Jeffrey M. Smith/OU=OSTP/O=EOP@EOP [OSTP])
READ:UNKNOWN

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

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

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

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

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

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

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

TO: Kerri A. Jones (CN=Kerri A. Jones/OU=OSTP/O=EOP@EOP [OSTP])
READ:UNKNOWN

TO: Kathleen A. McGinty (CN=Kathleen A. McGinty/OU=CEQ/O=EOP@EOP [CEQ])
READ:UNKNOWN

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

TO: Ron Klain (CN=Ron Klain/O=OVP@OVP [UNKNOWN])
READ:UNKNOWN

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

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

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

CC: Adrienne C. Erbach (CN=Adrienne C. Erbach/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

CC: Judy Jablow (CN=Judy Jablow/OU=CEQ/O=EOP@EOP [CEQ])

READ:UNKNOWN

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

CC: Lisa Zweig (CN=Lisa Zweig/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

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

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

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

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

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

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

CC: Elizabeth Gore (CN=Elizabeth Gore/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

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

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

TEXT:

Below is the VA/HUD FY99 Appropriations Senate SAP. The Senate expects to begin consideration TODAY around noon. Therefore, please provide comments/clearance no later than 12:30pm. Thank you.

S. 2168 -- DEPARTMENTS OF VETERANS AFFAIRS AND
HOUSING AND URBAN DEVELOPMENT, AND INDEPENDENT AGENCIES APPROPRIATIONS
BILL, FY 1999 (Sponsors:
Stevens (R), Alaska; Bond (R), Missouri)

This Statement of Administration Policy provides the Administration's views on S. 2168, the Departments of Veterans Affairs

and Housing and Urban Development, and Independent Agencies Appropriations Bill, FY 1999, as reported by the Senate Appropriations Committee. Your consideration of the Administration's views would be appreciated.

The Administration appreciates efforts by the Committee to accommodate the President's priorities within the 302(b) allocation. However, the allocation is simply insufficient to make the necessary investments in programs funded by this bill. As a result, a variety of critical programs are underfunded, as discussed below.

The only way to achieve the appropriate investment level is to offset discretionary spending by using savings in other areas. The President's FY 1999 Budget proposes levels of discretionary spending for FY 1999 that conform to the Bipartisan Budget Agreement by making savings in mandatory and other programs available to help finance this spending. In the recently enacted Transportation Equity Act, Congress -- on a broad, bipartisan basis -- took similar action in approving funding for surface transportation programs paid for with mandatory offsets. The Committee has used part of one such offset in its version of the bill, and we encourage the Congress to take advantage of such additional offsets.

Below is a discussion of our specific concerns with the Committee-reported bill. We look forward to working with you to resolve these concerns as the bill moves forward.

Department of Housing and Urban Development

The Administration is deeply concerned about the funding levels provided for key programs within the Department of Housing and Urban Development, particularly for welfare-to-work vouchers and other programs such as the Community Empowerment Fund that would expand job opportunities.

The Administration is very disappointed by the Committee's decision to fund only 7,000 incremental vouchers through a \$40 million "Self-Sufficiency" housing vouchers pilot program that earmarks funds for seven specified cities. In light of recent studies that show historically high unmet housing need among very low-income Americans, however, the Administration believes it is critical for the Congress to fund the entire 50,000 welfare-to-work housing vouchers provided for in the President's request. Moreover, these welfare-to-work vouchers should be made available in a way that ensures vouchers are distributed to places with both the greatest need and the most effective program design. Full funding for welfare-to-work housing vouchers will support implementation of welfare reform by assisting those welfare recipients who need housing assistance to get or keep a job.

The Administration encourages the Congress to fund fully the President's request for \$400 million for a Community Empowerment Fund to generate jobs in distressed communities. The Committee provides only \$85 million as a set-aside within the existing CDBG program, with over 75 percent earmarked for specific projects.

The Administration appreciates the Committee's decision to fund a number of programs at the levels requested and to renew all expiring Section 8 contracts. Likewise, we appreciate the Committee's decision to increase funding for Homeless Assistance Grants above FY 1998 levels. We would strongly oppose, however, a rigid set-aside for permanent housing, which would reduce the ability of each local entity to adopt the most effective response to the homeless challenge unique to that area. Further, the Administration is disappointed by the absence of funding for

Regional Opportunity Counseling, a voluntary effort to expand the housing and employment opportunities available to low-income families. We urge the Senate to provide additional resources for the Fair Housing Initiatives Program in order to reduce housing discrimination that remains all too common. The Administration encourages the Senate to fund fully a number of other areas -- Brownfields, Regional Connections, Office of Lead Hazard Control, and the Partnership for Advancing Technologies in Housing (PATH) Initiative.

The Administration appreciates the Committee's decision to raise the limit on FHA single-family loans. The Administration urges the Congress to provide even greater homeownership opportunities by increasing FHA's loan limit to the GSE "conforming" limit. In addition, the Administration urges the Congress to adopt the Administration's proposal to reform HUD's single-family property disposition program, which would produce substantial savings by improving the efficiency of FHA's property disposition processes.

Finally, the Administration is concerned about the Committee's decision not to fund \$304 million in FHA administrative expenses. Appropriated funds are FHA's only source for contracting for vital management services for its insurance funds.

Environmental Protection Agency

The Administration has several major concerns with the Committee's mark for the Environmental Protection Agency. In particular, the Administration strongly objects to the action of the Committee to reallocate approximately \$600 million of funds that were already agreed to last year to accelerate Superfund cleanups. This reduction would delay cleanups at sites nationwide and needlessly jeopardize public health. The Administration urges the Senate to restore Superfund to the levels agreed to last year for FY 1999 and to delete restrictive language preventing use of brownfields funding for revolving loan funds.

While the Administration appreciates the increases provided for the Clean Water Action Plan, we urge the Senate to provide the President's full request to prevent pollution run-off and protect public health. In addition, the Administration strongly urges the Congress to restore the \$50 million request to help improve water quality in Boston Harbor and prevent beach closings.

The Administration strongly opposes the Committee's \$91 million reduction in EPA funding for the Climate Change Technology Initiative. This high-priority program should be fully funded to cut energy usage, save consumers money, and reduce greenhouse gas emissions. We will work with the Congress to restore requested funding as the bill moves forward. The Administration is also concerned about the report language relating to this initiative, which is so broad that it could be interpreted to preclude or terminate many on-going activities that are already authorized by existing laws and treaties. In addition, the Administration objects to the report language requiring a detailed Government Performance and Results Act (GPRA) plan relating to Climate Change activities. Such a plan is premature and app

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 6-JUL-1998 12:57:56.00

SUBJECT: Tuesday's Schedule

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

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

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

CC: Darby E. Stott (CN=Darby E. Stott/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

TEXT:

Can we please have the President's briefing materials for tomorrow's events by the deadline this evening (i.e., 6:00 p.m.)? On nights like tonight, when the President's free, it's especially important to us to make sure his briefing book is available to him if he wants it. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Shannon Mason (CN=Shannon Mason/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 6-JUL-1998 14:27:12.00

SUBJECT: Income-Poverty

TO: Paul Bugg (CN=Paul Bugg/OU=OMB/O=EOP @ EOP [OMB])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Barbara Chow (CN=Barbara Chow/OU=OMB/O=EOP @ EOP [OMB])

READ:UNKNOWN

TO: David W. Beier (CN=David W. Beier/O=OV P @ OVP [UNKNOWN])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Rebecca M. Blank (CN=Rebecca M. Blank/OU=CEA/O=EOP @ EOP [CEA])

READ:UNKNOWN

CC: Francine P. Obermiller (CN=Francine P. Obermiller/OU=CEA/O=EOP @ EOP [CEA])

READ:UNKNOWN

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

READ:UNKNOWN

CC: Sandra Yamin (CN=Sandra Yamin/OU=OMB/O=EOP @ EOP [OMB])

READ:UNKNOWN

CC: Satish Narayanan (CN=Satish Narayanan/O=OV P @ OVP [UNKNOWN])

READ:UNKNOWN

TEXT:

Just a reminder: there will be an Income/Poverty meeting this Thursday, July 9th at 11:00 am in Sally's office, Room 231.

Also, please remember to give your comments to Ceci within the next couple of days. If you need another copy of the memo, please email or call me at 6-2800.

Thank you.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Ronald E. Jones (CN=Ronald E. Jones/OU=OMB/O=EOP [OMB])

CREATION DATE/TIME: 6-JUL-1998 15:30:39.00

SUBJECT: Reminder -- comments on Justice testimony on S. 1529, Hate Crimes Preventi

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

READ:UNKNOWN

TO: Tracey E. Thornton (CN=Tracey E. Thornton/OU=WHO/O=EOP@EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Diana Fortuna (CN=Diana Fortuna/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: Audrey Choi (CN=Audrey Choi/O=OVP@OVP [UNKNOWN])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Unless we hear otherwise by 5:00 PM today , Monday, July 6th, we will assume you have no objection to the draft Justice testimony and will clear it for transmittal to the Congress.

I have to leave the office today by 4:00 PM so please provide any comments to Ingrid Schroeder (53883).

If you have provided comments that I may have overlooked, please let Ingrid and I know by answering this E-mail.

Thanks,

Ron Jones (53386)

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 6-JUL-1998 16:05:21.00

SUBJECT: Challenge to Clinton's Executive Order

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

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

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

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

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

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

TO: Martha Foley (CN=Martha Foley/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: Virginia Apuzzo (CN=Virginia Apuzzo/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

TEXT:

----- Forwarded by Richard Socarides/WHO/EOP on 07/06/98
04:05 PM -----

Doug.Case @ sdsu.edu
07/01/98 04:22:00 PM

Record Type: Record

To: Stuart D. Rosenstein, Richard Socarides
cc:
Subject: Challenge to Clinton's Executive Order

From Family Research Council's CultureFacts Newsletter, July 1, 1998:

A Challenge to Clinton

House Republicans will challenge President Clinton's executive order adding sexual orientation to existing affirmative action mandates in the federal civil service (see CF Vol. 1, No 18, June 3, 1998). When the House returns after the July recess, Rep. Joel Hefley (R-CO) will sponsor a floor amendment to the Treasury Postal Appropriations bill to prohibit federal funds from being used to enforce it. Along with GOP Reps. Tom Delay (TX), Robert Aderholt (AL) and John Hostettler (IN), Hefley circulated a "Dear Colleague" letter calling for support for the amendment. Shortly afterward, GOP Reps. Chris Shays (CT), Connie Morella (MD), Nancy Johnson (CT), and openly homosexual Rep. Jim Kolbe (AZ) responded with a "Dear Colleague" letter opposing the amendment.

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

TEXT:
RFC-822-headers:
Received: from conversion.pmdf.eop.gov by PMDF.EOP.GOV (PMDF V5.1-9 #29131) id <01IYW37EXFQ00P8L2@PMDF.EOP.GOV>; Wed, 1 Jul 1998 15:25:07 EDT
Received: from Storm.EOP.GOV by PMDF.EOP.GOV (PMDF V5.1-9 #29131) with ESMTTP id <01IYW37BZ2NK00LAZH@PMDF.EOP.GOV>; Wed, 01 Jul 1998 15:25:03 -0400 (EDT)
Received: from mail.sdsu.edu ([130.191.25.1]) by STORM.EOP.GOV (PMDF V5.1-10 #29131) with ESMTTP id <01IYW36M05IK002XL0@STORM.EOP.GOV>; Wed, 01 Jul 1998 15:24:28 -0400 (EDT)
Received: from [130.191.242.121] ([130.191.242.121]) by mail.sdsu.edu (8.8.7/8.8.7) with ESMTTP id MAA10277; Wed, 01 Jul 1998.12:22:22 -0700 (PDT)
X-Sender: dcase@mail.sdsu.edu

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

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Tracey E. Thornton (CN=Tracey E. Thornton/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 6-JUL-1998 18:28:10.00

SUBJECT: Abortion

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

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

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

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

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

CC: Janelle E. Erickson (CN=Janelle E. Erickson/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

TEXT:

I talked to Leahy's staff and we need to update the EBB letter on child custody to take the tone up a notch since Abraham put out a substitute that does not address any of our concerns but picks up changes made by House Republicans. The markup is in Senate Judiciary on Thursday and we won't have the votes to make any improvements. Bill and I talked about a new draft which he is working on. We need it to committee by wed.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Kevin S. Moran (CN=Kevin S. Moran/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 7-JUL-1998 09:52:00.00

SUBJECT: Presidential Task Force on Employment of Adults w/ Disabilities

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Gene mentioned this morning in Senior Staff that NEC and DPC have been working with the Presidential Task Force on Employment of Adults w/ Disabilities to look at possible policy announcements or actions involving disability policies that might be made on July 26 in conjunction with the anniversary of ADA. Gene also seemed to make a comment indicating that these discussions might be complicated by a variety of issues -- and that a late July event / announcement might not be a sure thing.

Alexis Herman has requested that Erskine meet with and Tony Coelho, Seth Harris and Becky Ogle to discuss the Task Force's work. In a short memo from Sec. Herman's office, four discussion topics were listed for the meeting:

- 1) Task force progress;
- 2) President's Participation in Second Task Force Meeting;
- 3) Collaboration with White House Officials; and
- 4) Presidential Directives.

It sounds like the meeting's agenda is to get a commitment from Erskine that the White House will try to have the President attend the Task Force's July meeting and make an announcement endorsing the principles underlying Kennedy-Jeffords, as well as a commitment to work with the two Senators to produce a mutually agreeable bill the President could sign.

In light of Gene's comments, we wanted to check:

- Should Erskine attend the meeting? Can we do it in a way that won't disrupt the already working process?
- Who should be part of the meeting from the White House? (Chris Jennings, Diana Fortuna)
- Is there any paper we can give Erskine when we give him this request that will help him understand what's been happening from a WH perspective?

Thanks guys. k

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-JUL-1998 09:52:07.00

SUBJECT: Weekly Crime Meeting

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

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

TO: Satish Narayanan (CN=Satish Narayanan/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

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

TO: GALLEGOS_S (GALLEGOS_S @ A1 @ CD @ VAXGTWY [UNKNOWN])
READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

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

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

TO: Leslie Bernstein (CN=Leslie Bernstein/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

TO: David W. Beier (CN=David W. Beier/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

TO: Lisa M. Brown (CN=Lisa M. Brown/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

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

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

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

TO: Tracey E. Thornton (CN=Tracey E. Thornton/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: Christine A. Stanek (CN=Christine A. Stanek/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

TEXT:
MEMORANDUM TO DISTRIBUTION LIST

FROM: Bruce Reed
Assistant to the President for Domestic Policy

SUBJECT: July 8, 1998 CRIME MEETING

On Wednesday, July 8, at 10:00 a.m. in Room 211 of the Old Executive Office Building, we will hold the weekly crime meeting.

Thank You.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-JUL-1998 10:35:01.00

SUBJECT: GOP Tries To Stop Clinton's Ban on Discrimination of Gays

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

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

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

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

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

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

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

TO: Martha Foley (CN=Martha Foley/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: Virginia Apuzzo (CN=Virginia Apuzzo/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

TEXT:

----- Forwarded by Richard Socarides/WHO/EOP on 07/07/98
10:34 AM -----

Doug.Case @ sdsu.edu

07/07/98 01:58:00 AM

Record.Type: Record

To: Stuart D. Rosenstein, Richard Socarides

cc:

Subject: GOP Tries To Stop Clinton's Ban on Discrimination of Gays

Scripps Howard News Service, July 7, 1998

GOP Tries To Stop Clinton's Ban on Discrimination of Gays

By JOAN LOWY

WASHINGTON -- Republican lawmakers will attempt next week to approve legislation preventing President Clinton from implementing his recent executive order barring discrimination against gays and lesbians in the federal workplace.

The Republican effort follows controversial remarks by several GOP leaders regarding homosexuality and sets the stage for a showdown between conservatives and the president over gay rights just four months before the midterm election.

Rep. Joel Hefley, R-Colo., with the backing of GOP leaders, plans to offer an amendment to an annual spending bill that would prevent federal agencies from spending any money to implement the anti-discrimination policy.

The bill is expected to be one of the first measures the House takes up when

lawmakers return to work.

Clinton said in May that he was expanding an existing executive order signed in 1969 by President Richard Nixon to include a ban on discrimination

based on sexual orientation in the federal civilian workforce. Nixon's order

already prohibited discrimination based on race, religion, color, sex, national origin, handicap or age.

Most federal agencies already have policies banning discrimination against gays and lesbians in hiring, but Clinton said the executive order would bring a uniformity to those policies.

"There are all kinds of laws on the books to protect against discrimination in employment, we shouldn't be creating a protected class," Hefley said. "When you do that, invariably you get quota systems and all kinds of things."

Rebecca Isaacs, political director of the National Gay and Lesbian Task

Force, rejected the assertion that adding sexual orientation to federal non-

discrimination policies creates a "special right" for homosexuals, as critics

of the policy contend.

"There is nothing special about equal rights and being free from discrimination," Isaacs said. Nor would the policy create hiring quotas for

gays and lesbians as critics claim, she said.

"Have they noticed any other quotas? The brazen lying doesn't seem to phase [sic] them at all. They are completely dishonest," Isaacs said.

Hefley also said he believes Clinton was misusing his power to issue executive orders. He said he wasn't familiar enough with Nixon's order to say

if that also was an inappropriate use of power.

The debate arises at a time when Republican congressional leaders are under pressure from Religious Right activists to more vigorously pursue a conservative social agenda.

Republican leaders are refusing to allow a vote to confirm philanthropist James Hormel, who is gay, to be ambassador to Belgium, even though he clearly has the support of a majority of senators.

Senate Republican leader Trent Lott of Mississippi provoked a national controversy recently when he told a conservative radio talk-show host that he considers homosexuality to be a sin and likened it to psychological illnesses like kleptomania. Similar comments were made by other GOP leaders, including Senate Republican Whip Don Nickles of Oklahoma and House Republican leader Dick Arney of Texas.

Lott was scolded for his comments by Democrats and some moderate Republicans, but he was applauded by conservatives.

"I believe the Bible defines this practice as a sin," Lott explained in a recent column distributed to newspapers. "I know from the thousands of calls my office has received from Mississippians and others across the country that most Americans overwhelmingly share my view on this subject.

"There is a philosophy in our society today that suggests individuals can define what is right and wrong for themselves," Lott continued. "But in my view right and wrong is ultimately outlined by our maker, not individuals."

Gay rights activists accuse GOP leaders of gay-bashing in order to energize conservative Christian voters whom they need to turn out in strong numbers on election day in order to retain control of the House.

"This shows what a stranglehold the right wing has on the House and Senate Republican leadership," said Winnie Stachelberg, political director of the Human Rights Campaign, a leading gay rights group.

Said Isaacs: "Gay people are not allowed to live in peace and work on merit and live their lives without interference from these folks, who are really scary."

The Family Research Council, a leading religious right lobbying group, labeled the Hefley amendment an "urgent pro-family vote" in a recent flyer, urging lawmakers to "oppose funding for special privileges for homosexuals."

"Why is there this constant drumbeat that the federal government, or different levels of government, are supposed to put their seal of approval on a type of activity (homosexuality) when many people personally feel it is wrong?" said Marty Dannenfelser, the council's chief lobbyist.

A close vote is expected on the amendment. A majority of the House, including 70 Republicans, have signed pledges not to discriminate against gays and lesbians in their congressional offices.

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material without permission and attribution. (Note: Press releases are fine to reprint. Don't reprint wire stories, such as Associated Press stories, in their entirety unless you subscribe to that wire service.) Forwarding of this material should not necessarily be construed as an endorsement of the content. In fact, sometimes messages from anti-gay organizations are forwarded as "opposition research."

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

TEXT:

RFC-822-headers:

Received: from conversion.pmdf.eop.gov by PMDF.EOP.GOV (PMDF V5.1-9 #29131)
id <01IZ44HGYSJK001BHV@PMDF.EOP.GOV>; Tue, 7 Jul 1998 09:27:50 EDT

Received: from Storm.EOP.GOV by PMDF.EOP.GOV (PMDF V5.1-9 #29131)
with ESMTTP id <01IZ44CWV32O001HDL@PMDF.EOP.GOV>; Tue,
07 Jul 1998 09:27:44 -0400 (EDT)

Received: from mail.sdsu.edu ([130.191.25.1])
by STORM.EOP.GOV (PMDF V5.1-10 #29131)
with ESMTTP id <01IZ3MQFJKG6003QJI@STORM.EOP.GOV>; Tue,
07 Jul 1998 00:59:38 -0400 (EDT)

Received: from [130.191.242.121] ([130.191.242.121])
by mail.sdsu.edu (8.8.7/8.8.7) with ESMTTP id VAA20559; Mon,
06 Jul 1998 21:58:40 -0700 (PDT)

X-Sender: dcase@mail.sdsu.edu

=====
END ATTACHMENT 1

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Jocelyn Neis (CN=Jocelyn Neis/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 7-JUL-1998 12:19:44.00

SUBJECT: Agenda for today's Budget meeting

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

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

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

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

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

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

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

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

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

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

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

CC: Barbara D. Woolley (CN=Barbara D. Woolley/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

CC: Peter O'Keefe (CN=Peter O'Keefe/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

CC: Leslie Bernstein (CN=Leslie Bernstein/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: Doris O. Matsui (CN=Doris O. Matsui/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

TEXT:

Today's planning session for the upcoming House Republican Budget Resolutions Outreach meeting will be held at 1:30 in Rm 472.

The agenda will include:

- I. A Unified Message
- II. Proposed dates and agenda for next week's outreach meeting
- III. Proposed list of invitees.

Tom Kahn from the House Budget committee will also be attending.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: William P. Marshall (CN=William P. Marshall/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 7-JUL-1998 12:30:32.00

SUBJECT: New child custody letter

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

TEXT:

OLA has indicated we need to get a letter to the Senate by tomorrow expressing our views on the newest version of the Child Custody Protection Act. (The latest version exempts parents but otherwise does not meet our objections.)

Attached is a draft letter for your review.

I will be also asking DOJ to redraft their letter to reflect the changes in the legislation.

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D24]MAIL472855786.126 to ASCII,
The following is a HEX DUMP:

FF57504394040000010A02010000000205000000F3130000000200008C9E0D95198B3BC90B8B9A

Dear

The Administration has made clear that changes must be made in S. 1645 in order to ensure that the legislation is appropriately tailored to achieve its stated goals. Unfortunately, although S. 1645 has been revised to exclude parents from potential liability, the bill has not been amended to meet the other critical concerns raised by the Administration. Accordingly, the Administration strongly opposes S. 1645 as drafted.

Specifically, S. 1645 must first be amended to exclude close family members from criminal and civil liability. Under the legislation, grandmothers, aunts, and minor and adult siblings could face criminal prosecution for coming to the aid of a relative in distress. Imposing criminal and civil sanctions on family members for helping their relatives, however, would not promote healthy family communications. Subjecting family members to criminal or civil sanction, moreover, would further isolate the minor by discouraging her from seeking advice and counsel from those closest to her. Finally, creating a civil action that permits family members to sue each other when a minor within that family has an abortion would not foster strong families.

Second, S. 1645 must be amended to ensure that persons who only provide information, counseling, referral, or medical services to the minor cannot be subject to liability. Exposing such persons to the threat of criminal or civil sanctions would not further the interests of promoting family communication, would not deter those who would inappropriately transport minors across state lines to obtain abortions, and would provide an unintended basis for vexatious litigation against individuals and organizations.

Finally, S. 1645 must be amended to address constitutional infirmities that the Department of Justice has identified in particular provisions of the legislation. The Department will forward these and practical law enforcement concerns in a separate letter.

The Administration is concerned that S. 1645, as written, raises novel and important federalism issues, including the rights of states to regulate matters within their own boundaries. The Administration believes, however, that legislation that addresses the concerns noted above, and that is carefully targeted at punishing non-relatives who transport minors across state lines for the purposes of avoiding parental involvement requirements, would mitigate the federalism concerns.

S/

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-JUL-1998 13:21:20.00

SUBJECT: Sen. Graham and Medicare/tobacco

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Cynthia Dailard (CN=Cynthia Dailard/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:

As you know, DOJ provided Bob Graham with technical assistance months ago on a bill to facilitate Medicare tobacco claims. Bryant Hall has now indicated that he wants to offer this legislation as amendment to Commerce, State, Justice approps. Peter -- when will that come to the floor? The Senator's office will probably want DOJ to brief the Senator about the issues between now and then.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-JUL-1998 14:20:44.00

SUBJECT: H2A legislation?

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

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

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

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

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

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

TEXT:

FYI. I just heard from the Labor Department that Sen. Graham's office called to say that he plans to introduce his H2A legislation this week (Friday). According to Earl (from DOL) this bill should look like the prior version -- creation of a registry of H2A workers; funded through H2A fees (equal to what the employer would have to pay under FICA if hired a U.S. worker); eliminates the adverse effect wage rate and instead requires payment of 105% of the prevailing rate (based on a regional survey by DOL). It is still not clear whether this kind of legislation has legs, though Earl remains skeptical. We hope to see a copy of this soon.

julie

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Donna L. Geisbert (CN=Donna L. Geisbert/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 7-JUL-1998 16:24:12.00

SUBJECT: Weekly Tobacco Strategy Meeting

TO: marti.thomas (marti.thomas @ ms01.do.treas.sprint.com @ inet [UNKNOWN])
READ:UNKNOWN

TO: Grundman-Stacey (Grundman-Stacey @ dol.gov @ inet [UNKNOWN])
READ:UNKNOWN

TO: sheketoff-emily (sheketoff-emily @ dol.gov @ inet [UNKNOWN])
READ:UNKNOWN

TO: kburkel (kburkel @ os.dhhs.gov @ inet [UNKNOWN])
READ:UNKNOWN

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

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

TO: David W. Beier (CN=David W. Beier/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

TO: DAILARD_C (DAILARD_C @ A1 @ CD @ VAXGTWY [UNKNOWN]) (OPD)
READ:UNKNOWN

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

TO: Toby Donenfeld (CN=Toby Donenfeld/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

TO: Jeanne Lambrew (CN=Jeanne Lambrew/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: JONATHAN.GRUBER (JONATHAN.GRUBER @ MS01.DO.treas.sprint.com @ inet [UNKNOWN])
READ:UNKNOWN

TO: Jennifer.moore (Jennifer.moore @ justice.usdoj.gov @ inet [UNKNOWN])
READ:UNKNOWN

TO: guzy.gary (guzy.gary @ epamail.epa.gov @ inet [UNKNOWN])
READ:UNKNOWN

TO: johara (johara @ osophs.dhhs.gov @ inet [UNKNOWN])

READ:UNKNOWN

TO: William H. White Jr. (CN=William H. White Jr./OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

TO: MARR_C (MARR_C @ A1 @ CD @ VAXGTWY [UNKNOWN]) (OPD)
READ:UNKNOWN

TO: Charles F. Stone (CN=Charles F. Stone/OU=CEA/O=EOP @ EOP [CEA])
READ:UNKNOWN

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

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

TO: Jerold R. Mande (CN=Jerold R. Mande/OU=OSTP/O=EOP @ EOP [OSTP])
READ:UNKNOWN

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

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

CC: Gina C. Mooers (CN=Gina C. Mooers/OU=OMB/O=EOP @ EOP [OMB])
READ:UNKNOWN

CC: haverkamp_jennifer (haverkamp_jennifer @ ustr.gov @ INET @ VAXGTWY [UNKNOWN])
READ:UNKNOWN

CC: Laura Emmett (CN=Laura Emmett/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: MURRAY_MM (MURRAY_MM @ A1 @ CD @ VAXGTWY [UNKNOWN]) (WHO)
READ:UNKNOWN

CC: Satish Narayanan (CN=Satish Narayanan/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

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

TEXT:

The Weekly Tobacco Strategy Meeting is scheduled for Thursday, July 9, at 2:45. Conference room TBD.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-JUL-1998 20:27:21.00

SUBJECT: Tentative Message Schedule - DPC Events in Bold!!!

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

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

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

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

TO: Cynthia Dailard (CN=Cynthia Dailard/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: Jonathan H. Schnur (CN=Jonathan H. Schnur/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: 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 @ VAXGTWY [UNKNOWN]) (OPD)
READ:UNKNOWN

TEXT:

Next Week:

7/14 Treasurer's Event
7/15 Children's Health Event - 25 CHIPS
7/16 Faith-Based Gang Grants Announcement
7/17 Girls Nation/ Tobacco E.O.
Tape Radio Address -- Charter Schools Report

7/20 AFT Conference - Uniforms/Curfews Report
7/21 Nursing Home Regulations
7/22 Japanese State Arrival
7/23 IRS Bill Signing
7/24 Boys Nation/Drug Testing for Driver's Licenses
Tape Radio Address tbd

7/27 Social Security Conference, Albuquerque, NM
7/28 Day Off
7/29 NEA/AFT Internat'l Conf.
7/30 Environmental Event
7/31 Announce New GDP Numbers and Privacy Proposal

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Minyon Moore (CN=Minyon Moore/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 7-JUL-1998 23:08:06.00

SUBJECT: Education Poll briefing

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

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

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

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

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

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

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

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

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

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

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

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

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

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

TO: Eli G. Attie (CN=Eli G. Attie/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

TO: Ansley Jones (CN=Ansley Jones/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

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

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

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

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

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

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

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

TO: Rebecca M. Blank (CN=Rebecca M. Blank/OU=CEA/O=EOP @ EOP [CEA])
READ:UNKNOWN

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

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

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

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

CC: Tania I. Lopez (CN=Tania I. Lopez/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:

Nancy Zurkin of the American Association of University Women recently commissioned a poll to be conducted by Celinda Lake on " The Attitude of Women toward the role of Federal Government in Education." In discussing the poll results with Nancy, 78% of the women felt that the government should have a strong federal role in education. The poll will cover such issues as block grants, school safety, standards, etc. On Tuesday, July 14, 1998 at 3:00 p.m. in the Roosevelt Room, Celinda and Nancy have agreed to brief the White House staff on the results of the poll before they become public. They will hold their official press conference on July 16th.

If you are interested in attending, please confirm your participation with TANYA LOPEZ in the Women's office at X67395.

Thanks.....MM

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 8-JUL-1998 08:41:46.00

SUBJECT: FLSA

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: Karen Tramontano (CN=Karen Tramontano/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TEXT:

We need to wrap-up this issue up right away. Both NACo and NGA are on our case for delay. Please advise. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Andrea Kane (CN=Andrea Kane/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 8-JUL-1998 09:35:22.00

SUBJECT: Use this version--Updated WR Accomplishments

TO: edahl (edahl @ os.dhhs.gov @ inet [UNKNOWN])
READ:UNKNOWN

TO: Joanne.Whitman (Joanne.Whitman @ npr.gov @ inet [UNKNOWN])
READ:UNKNOWN

TO: dana.colarulli (dana.colarulli @ sba.gov @ inet [UNKNOWN])
READ:UNKNOWN

TO: corine.hegland (corine.hegland @ ost.dot.gov @ inet [UNKNOWN])
READ:UNKNOWN

TO: Paul_A. Leonard (Paul_A. Leonard @ HUD.gov @ inet [UNKNOWN])
READ:UNKNOWN

TO: Jlombard (Jlombard @ acf.dhhs.gov @ inet [UNKNOWN])
READ:UNKNOWN

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

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

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

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

TO: Thomas M. Rosshirt (CN=Thomas M. Rosshirt/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

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

TO: susan.valaskovic (susan.valaskovic @ npr.gsa.gov @ inet [UNKNOWN])
READ:UNKNOWN

TO: William H. White Jr. (CN=William H. White Jr./OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Julie.Anderson (Julie.Anderson @ ost.dot.gov @ inet [UNKNOWN])
READ:UNKNOWN

TO: linda.lawson (linda.lawson @ ost.dot.gov @ inet [UNKNOWN])
READ:UNKNOWN

TO: mkharfen (mkharfen @ acf.dhhs.gov @ inet [UNKNOWN])
READ:UNKNOWN

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

READ:UNKNOWN

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

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

TO: Kelly Skoloda (CN=Kelly Skoloda/OU=OA/O=EOP @ EOP [OA])
READ:UNKNOWN

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

TO: Lee Ann Brackett (CN=Lee Ann Brackett/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

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

TEXT:

Latest version--includes new teen pregnancy data, federal hiring numbers,
and changes to last bullet on food stamps to reflect Ag Research
amendments. Chandler/Kelly, please post to web site. Thanks

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D58]MAIL47528388M.126 to ASCII,
The following is a HEX DUMP:

FF575043BC100000010A02010000000205000000376A000000020000C7D9D84441E2E61E94AD98
5EBB48591DFD2AE622118C1AA418E770902B730809B576E5E0B2E13FC1CCE43C47C6A2199F10F6

CLINTON-GORE ACCOMPLISHMENTS

REFORMING WELFARE

On August 22, 1996, President Clinton signed the Personal Responsibility and Work Opportunity Reconciliation Act, fulfilling his longtime commitment to 'end welfare as we know it.' As the President said upon signing, "... this legislation provides an historic opportunity to end welfare as we know it and transform our broken welfare system by promoting the fundamental values of work, responsibility, and family."

TRANSFORMING THE BROKEN WELFARE SYSTEM

- **Overhauling the Welfare System with the Personal Responsibility Act:** In 1996, the President signed a bipartisan welfare plan that is dramatically changing the nation's welfare system into one that requires work in exchange for time-limited assistance. The law contains strong work requirements, performance bonuses to reward states for moving welfare recipients into jobs and reducing illegitimacy, state maintenance of effort requirements, comprehensive child support enforcement, and supports for families moving from welfare to work -- including increased funding for child care. State strategies are making a real difference in the success of welfare reform, specifically in job placement, child care and transportation.
- **Law Builds on the Administration's Welfare Reform Strategy:** Even before the Personal Responsibility Act became law, many states were well on their way to changing their welfare programs to jobs programs. By granting Federal waivers, the Clinton Administration allowed 43 states -- more than all previous Administrations combined -- to require work, time-limit assistance, make work pay, improve child support enforcement, and encourage parental responsibility. The vast majority of states have chosen to continue or build on their welfare demonstration projects approved by the Clinton Administration.
- **Largest Decline in the Welfare Rolls in History:** The President has announced that we've met -- two years ahead of schedule -- the challenge he made in last year's State of the Union to move two million more Americans off of welfare by the year 2000. The latest caseload numbers, announced May 27th, show that welfare caseloads fell by 5.2 million since President Clinton took office and 3.3 million since he signed the welfare reform law. The new figures, from March 1998, show 8.9 million people on welfare, a drop of more than 37 percent from January 1993. This historic decline occurred in response to the Administration's grants of Federal waivers to 43 states, the provisions of the new welfare reform law, and the strong economy.

MOVING PEOPLE FROM WELFARE TO WORK

- **Mobilizing the Business Community:** At the President's urging, the Welfare to Work Partnership was launched in May 1997 to lead the national business effort to hire people from the welfare rolls. Founded with 105 participating businesses, the Partnership has grown to 5,000 businesses within one year. In 1997 these businesses hired 135,000 welfare recipients and the President has challenged them to double their efforts to 270,000 in 1998. The Partnership provides technical assistance and support to businesses around the country, including: a toll-free number, a web site, a "Blueprint for Business" manual, and a new report called The Road to Retention on businesses whose retention rates for former welfare recipients are higher than the retention rates for other new hires.
- **Connecting Small Businesses with New Workers:** The Small Business Administration is reaching out to small businesses throughout the country to help them connect with job-ready welfare recipients. In addition, SBA assists welfare recipients who wish to start their own businesses.
- **Mobilizing Civic, Religious and Non-profit Groups:** The Vice President created the Welfare to Work Coalition to Sustain Success, a coalition of civic groups committed to helping former welfare recipients stay in the workforce and succeed. Tailoring their services to meet welfare recipients needs and the organizations' strengths, the Coalition focuses on providing mentoring and other support services. Charter members of the Coalition include: the Boys and Girls Clubs of America, the Baptist Joint Committee, the United Way, the YMCA, and other civic and faith-based groups.
- **Doing Our Fair Share with the Federal Government's Hiring Initiative:** Under the Clinton Administration, the Federal workforce is the smallest it has been in thirty years. Yet, this Administration also believes that the Federal government, as the nation's largest employer, must lead by example. The President asked the Vice President to oversee the Federal government's hiring initiative in which Federal agencies have committed to directly hire at least 10,000 welfare recipients in the next four years. Already, **the federal government has hired over 5,000 welfare recipients, 48 percent of its planned hires.** As a part of this effort, the White House pledged to hire six welfare recipients and has already exceeded this goal.
- **\$3 Billion to Help Move More People from Welfare to Work:** Because of the President's leadership, the 1997 Balanced Budget Act included the total funding requested by the President for the creation of his \$3 billion welfare to work fund. This program will help states and local communities move long-term welfare recipients, and certain non-custodial parents, into lasting, unsubsidized jobs. These funds can be used for job creation, job placement and job retention efforts, including wage subsidies to private employers and other critical post-employment support services. The Department of Labor provides oversight but most of the dollars will be placed, through the Private Industry Councils, in the hands of the localities who are on the front lines of the welfare reform effort. In addition, 25 percent of the funds will be awarded by the Department of Labor on a competitive basis to support innovative welfare to work projects. The

President announced the first round of 49 innovative competitive grants on May 27th.

- **Tax Credits for Employers:** The Welfare to Work Tax Credit, enacted in the 1997 Balanced Budget Act, provides a credit equal to 35 percent of the first \$10,000 in wages in the first year of employment, and 50 percent of the first \$10,000 in wages in the second year, to encourage the hiring and retention of long term welfare recipients. This credit complements the Work Opportunity Tax Credit, which provides a credit of up to \$2,400 for the first year of wages for eight groups of job seekers. The President's FY 1999 budget extends these two important tax credits through April 2000.
- **Welfare-to-Work Housing Vouchers:** In his FY 1999 budget, the President proposes \$283 million for 50,000 new housing vouchers for welfare recipients who need housing assistance to get or keep a job. Families could use these housing vouchers to move closer to a new job, to reduce a long commute, or to secure more stable housing to eliminate emergencies that keep them from getting to work every day on time. These vouchers, awarded to communities on a competitive basis, will give people on welfare a new tool to make the transition to a job and succeed in the work place.
- **Welfare-to-Work Transportation:** One of the biggest barriers facing people who move from welfare to work -- in cities and in rural areas -- is finding transportation to get to jobs, training programs and child care centers. **Few welfare recipients own cars. Existing mass transit does not provide adequate links to many suburban jobs at all, or within a reasonable commute time. In addition, many entry level jobs require evening or weekend hours that are poorly served by existing transit routes.** To help those on welfare get to work, President Clinton proposed a \$100 million a year welfare to work transportation plan as part of his ISTEA reauthorization bill. The Transportation Equity Act for the 21st Century (TEA-21), which the President signed on June 9th, authorizes \$750 million over five years for the President's initiative and reverse commute grants. Of this amount, \$50 million is guaranteed funding in FY 1999, rising to \$150 million in 2003. The Job Access competitive grants will assist states and localities in developing flexible transportation alternatives, such as van services, for welfare recipients and other low income workers.

PROMOTING PERSONAL RESPONSIBILITY

- **Enforcing Child Support -- 68% Increase in Collections:** The Clinton Administration collected a record \$13.4 billion in child support in 1997 through tougher enforcement, an increase of \$5.4 billion, or 68% since 1992. Not only are collections up, but the number of families that are actually receiving child support has also increased. In 1997, the number of child support cases with collections rose to 4.2 million, an increase of 48% from 2.8 million in 1992. In addition, a new collection system proposed by the President in 1994 and enacted as part of the 1996 welfare reform law located one million delinquent parents in its first nine months of operation. This National Directory of New Hires helps track parents across state lines by enabling child support officials to match records of delinquent parents with wage records from throughout the nation.

Approximately one-third of all child support cases involve parents living in different states. In June 1998, the President signed the Deadbeat Parents Punishment Act, a law based on his 1996 proposal for tougher penalties for parents who repeatedly fail to support children living in another state or who flee across state lines to avoid supporting them. This new law creates two new felonies, with penalties of up to two years in prison, for egregious child support evaders who travel across state or country lines to evade child support obligations, or who have an unpaid obligation to a child living in another state that is more than \$10,000 or has remained unpaid for more than two years.

Increasing Parental Responsibility: The President's unprecedented and sustained campaign to ensure parents financially support their children is working. Paternity establishment, often the crucial first step in child support cases, has dramatically increased, due in large part to the in-hospital voluntary paternity establishment program begun in 1994 by the Clinton Administration. In 1997, the number of paternities established or acknowledged rose to a record 1.3 million, two and a half times the 1992 figure of 512,000. In addition to tougher enforcement including a strong partnership with states, President Clinton has taken executive action including: directing the Treasury Department to collect past-due child support from Federal payments including Federal income tax refunds and employee salaries, and taking steps to deny Federal loans to any delinquent parents. The welfare reform law contains tough child support measures that President Clinton has long supported including: the national new hire reporting system; streamlined paternity establishment; uniform interstate child support laws; computerized state-wide collections; and tough new penalties. These five measures are projected to increase child support collections by an additional \$24 billion over the next ten years.

- **Breaking the Cycle of Dependency -- Preventing Teen Pregnancy:** Significant components of the President's comprehensive effort to reduce teen pregnancy became law when the President signed the 1996 Personal Responsibility Act. The law requires unmarried minor parents to stay in school and live at home or in a supervised setting; encourages "second chance homes" to provide teen parents with the skills and support they need; and provides \$50 million a year in new funding for state abstinence education activities. Since 1993, the Clinton Administration has supported innovative and promising teen pregnancy prevention strategies, including working with boys and young men on pregnancy prevention strategies. In 1997, the President announced the National Strategy to Prevent Teen Pregnancy, mandated in the welfare reform law. It reported that HHS-supported programs already reach about 30 percent or 1,410 communities in the United States. As part of this effort, the National Campaign to Prevent Teen Pregnancy, a private nonprofit organization, was formed in response to the President's 1995 State of the Union. Notably, data shows we are making progress in reducing teen pregnancy -- teen births have fallen five years in a row, by 12 percent from 1991 to 1996. And, teen pregnancy rates have decreased significantly from 1992-1995 in each of the 42 states that report data to Centers for Disease Control.

RESTORING FAIRNESS AND PROTECTING THE MOST VULNERABLE

The President made a commitment to fix several provisions in the welfare reform law that had nothing to do with moving people from welfare to work. In 1997, the President fought for and ultimately was successful in ensuring that the Balanced Budget Act protects the most vulnerable. In 1998, the President continues to reverse unfair cuts in benefits to legal immigrants.

- **Restoring Food Stamp Benefits for Legal Immigrants:** In June 1998, the President signed the Agricultural Research Act into law, which restores food stamp benefits to 250,000 elderly, disabled, and other needy legal immigrants, including 75,000 children, who lawfully resided in the U.S. as of August 22, 1996 and lost assistance as a result of cuts in the 1996 welfare law that had nothing to do with welfare reform. It restores benefits to Hmong immigrants from Laos who aided our country during the Vietnam War and extends the period during which refugees and asylees may qualify for Food Stamps while they await citizenship. This law funds a significant part of the President's 1999 budget proposal to restore food stamp benefits to 730,000 legal immigrants, but the President's budget proposal would go further by covering families with children regardless of the date they entered the U.S. This restoration builds on the President's success last year in restoring SSI and Medicaid to 420,000 legal immigrants whose benefits were also terminated in welfare reform (see below).
- **Protects Legal Immigrants Who Become Disabled and Those Currently Receiving Benefits:** The Balanced Budget Act of 1997 restored \$11.5 billion in SSI and Medicaid benefits for legal immigrants whose benefits were also terminated in welfare reform. This law protects those immigrants now receiving assistance, ensuring that they will not be turned out of their apartments or nursing homes or otherwise left destitute. And for immigrants already here but not receiving benefits, the BBA does not change the rules retroactively. Immigrants in the country as of August 22, 1996 but not receiving benefits at that time who subsequently become disabled will also be fully eligible for SSI and Medicaid benefits.
- **Protects Children by Keeping the Medicaid Guarantee:** The BBA preserved the Federal guarantee of Medicaid coverage for the vulnerable populations who depend on it, and contains additional investments to extend coverage to uninsured children. It also ensures that 30,000 disabled children losing SSI because of the new tighter eligibility criteria keep their Medicaid coverage.
- **Helps People Who Want to Work but Can't Find a Job:** The Balanced Budget Act (BBA), as amended by the Agricultural Research Act, also restored \$1.3 billion in food stamp cuts. The welfare reform law restricted food stamps for able-bodied childless adults to only 3 out of every 36 months, unless they were working. This move ignored the fact that finding a job often takes time. The BBA provided funds for work slots and food stamp benefits to help those who are willing to work but, through no fault of their own, have not yet found employment. In addition, the BBA allows states to exempt up to 15 percent of the food stamp recipients (70,000 individuals monthly) who would

otherwise be denied benefits as a result of the "3 in 36" limit.

7/08/98

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 8-JUL-1998 11:11:01.00

SUBJECT: Privacy memo

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

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

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

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

TEXT:

There is a deputies meeting on privacy today at 1 p.m. in Room 180. Below is the longer memo. I have also faxed it over to you. Here is the prepared summary of the topics to be discussed:

Summary of policy options

1. Privacy entity: Designate a White House policy council or OMB to increase coordination on privacy issues.
2. Online privacy: Continue to press for industry self-regulation - with the option for a legislative solution if self-regulation proves to be inadequate.
3. Privacy dialogue with state and local governments: Initiate a □&privacy dialogue□8 with state and local governments about the privacy of personal information collected by governments. Discussion could include: state privacy laws, use of Social Security numbers, impact of new technology on definition of □&public records.□8
4. Public education: Work with the private sector and non-profits to develop an advertising campaign to inform individuals about how to exercise choice with respect to the collection and dissemination of their personally identifiable information.

Areas of particular sensitivity

1. Information about children: Call for legislation that would specify a set of fair information principles applicable to the collection of data from children (e.g. no collection of data from children under 13 without prior parental consent).
2. Medical records: Call for legislation on privacy of medical records consistent with HHS report.
3. Financial records:
 - Call for amendments to Fair Credit Reporting Act to limit the □&affiliate sharing exception.□8 Businesses could share consumer information for marketing purposes, but not for business decisions. For

example, consumer information provided to an insurance affiliate could not be used to deny a person a loan without FCRA protection.

- Authorize the Fed to write enforceable rules on inter-affiliate information sharing.

- Determine whether Justice and FTC have adequate jurisdiction and penalties to punish theft of personal financial information.

4. Profiling: Call for legislation that would give the FTC the authority to require profilers to comply with a set of fair information practices. Profilers are in the business of compiling and distributing electronic dossiers on individually identifiable consumers.

5. Identity theft

- Endorse Kyl bill on identity theft, provided it addresses concerns of Treasury and Justice.

6. Social Security Numbers: Conduct a study that looks backward to discern lessons learned from social security experience and looks forward to avoid the same result with respect to new identification technologies (e.g. biometrics).

----- Forwarded by Mary L. Smith/OPD/EOP on 07/08/98 11:06 AM -----

Thomas A. Kalil
07/08/98 10:49:31 AM
Record Type: Record

To: Mary L. Smith/OPD/EOP
cc:
Subject: Privacy memo

It's at 1 p.m. in Room 180. Attached is a cover memo plus more detailed memo from Commerce.

----- Forwarded by Thomas A. Kalil/OPD/EOP on 07/08/98 10:52 AM -----

DFriedkin @ doc.gov
07/07/98 03:37:00 PM
Record Type: Record

To: Thomas A. Kalil
cc:
Subject: Privacy memo

Attached is the memo. Sorry it took so long. Andy would like Sally to

know that he would like to keep the SSN section on the table for discussion. You will note that we changed the focus to include biometric identifiers.

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D6]MAIL474644886.126 to ASCII,
The following is a HEX DUMP:

FF575043F80C0000010A020100000002050000005623000000020000A0EB8B1409B3D1950936F0
6BC98F6245B570B486786CFF9A1C102492EA0A1286A9C27537AB85D065D9AAABCC5590C9E73942

July 7, 1998

MEMORANDUM FOR NEC/DPC DEPUTIES

FROM: Sally Katzen, Tom Kalil

RE: July 8th Deputies meeting on privacy

Attached is a paper on a set of policy options to address privacy issues that has been prepared by the NEC/DPC Working Group on Privacy. This package is designed to:

- Address “cross-cutting” issues that affect a range of privacy concerns (privacy entity, privacy online, dialogue with state and local government, and public education);
- Target sectors or users that are particularly sensitive (children, medical records, financial records, profiling, identity theft, social security numbers);
- Address both “offline” and “online” privacy;
- Encourage self-regulation where possible and identify the need for legislation where necessary; and
- Maintain a balanced approach that recognizes the values associated with the free flow of information and with giving individuals greater control over their personally identifiable information.

We would like to use the meeting tomorrow to determine where we have consensus and where there may be areas of disagreement. It is our intent to schedule a Principals meeting on privacy as soon as possible.

Summary of policy options

Cross-cutting

1. **Privacy entity:** Designate a White House policy council or OMB to increase coordination on privacy issues.
2. **Online privacy:** Continue to press for industry self-regulation - with the option for a legislative solution if self-regulation proves to be inadequate.

3. **Privacy dialogue with state and local governments:** Initiate a “privacy dialogue” with state and local governments about the privacy of personal information collected by governments. Discussion could include: state privacy laws, use of Social Security numbers, impact of new technology on definition of “public records.”
4. **Public education:** Work with the private sector and non-profits to develop an advertising campaign to inform individuals about how to exercise choice with respect to the collection and dissemination of their personally identifiable information.

Areas of particular sensitivity

1. **Information about children:** Call for legislation that would specify a set of fair information principles applicable to the collection of data from children (e.g. no collection of data from children under 13 without prior parental consent).
2. **Medical records:** Call for legislation on privacy of medical records consistent with HHS report.
3. **Financial records:**
 - Call for amendments to Fair Credit Reporting Act to limit the “affiliate sharing exception.” Businesses could share consumer information for marketing purposes, but not for business decisions. For example, consumer information provided to an insurance affiliate could not be used to deny a person a loan without FCRA protection.
 - Authorize the Fed to write enforceable rules on inter-affiliate information sharing.
 - Determine whether Justice and FTC have adequate jurisdiction and penalties to punish theft of personal financial information.
4. **Profiling:** Call for legislation that would give the FTC the authority to require “profilers” to comply with a set of fair information practices. Profilers are in the business of compiling and distributing electronic dossiers on individually identifiable consumers.
5. **Identity theft**
 - Endorse Kyl bill on identity theft, provided it addresses concerns of Treasury and Justice.
6. **Social Security Numbers:** Conduct a study that looks backward to discern “lessons learned” from social security experience and looks forward to avoid the same result with respect to new identification technologies (e.g. biometrics).

MEMORANDUM

TO: Sally Katzen

FROM: Andrew Pincus

DATE: July 7, 1998

RE: Privacy – Legislative and Other Options

This memorandum outlines a series of Administration proposals for enhancing privacy protection by acting in the following areas:

- Creation of a Federal Privacy Entity
- Medical Records
- Profiling
- On-line Information About Children
- Government Information
- Credit Reporting
- Financial Industry
- Identity Theft
- Theft of Personal Information
- Public Education
- Social Security Numbers
- Commercial Marketing

CREATION OF A FEDERAL PRIVACY ENTITY

New technologies have made it easier to create, manipulate, store, transmit, and link digital personally identifiable information. Many Americans believe that they have lost all control over how personal information about them is circulated and used by companies. We can expect that these issues will become more important and prominent with the advent of new technologies such as the Internet, electronic commerce, and data mining.

Privacy concerns often, however, have to be accommodated with competing values - such as prevention of crime, prosecution of criminals, cracking down on "deadbeat parents," free expression, an investigatory press, and the economic and commercial benefits that come from the free flow of information.

Attempting to centralize privacy policy development within the Administration would not make any sense. Inevitably, many agencies will have to deal with some aspect of privacy policy -- Education on student records, HHS on medical records, Transportation on Intelligent Transportation Systems, etc.

There is, however, an increased need for coordination across agency lines, precisely because privacy is a cross-cutting issue. This would be particularly helpful in the following four areas:

- *Representational* - Better explain and promote the Administration's privacy policy domestically and internationally. Currently, the United States is not represented in many important international fora on privacy.
- *Consumer Information* - Increase public awareness of privacy issues and the rights and responsibilities of consumers, industry, and government. Use the "bully pulpit" to encourage best practices and criticize bad actors.
- *Advisory* - Provide/coordinate advice on privacy policy questions to government agencies and the private sector.
- *Coordination* - Ensure that agencies are addressing emerging privacy issues, and ensure greater consistency of Administration positions and policies.

Option

The Administration could create a Federal privacy entity located in the Executive Office of the President.

There are advantages and disadvantages to putting it in OMB, making it a new White House office, or putting it under one of the existing White House policy councils. Since shaping privacy policy requires accommodating different interests, it would be better if it were located in

an office that had other responsibilities. Having an office that saw itself *exclusively* as a “privacy advocate” would be counter-productive.

The entity should have a small staff -- since the intent is to have it play a coordinating role as opposed to an operational role.

HEALTH INFORMATION

The confidentiality of health information is a matter of widespread national concern, and the protection of this information has been a priority of the Administration. On September 11, 1997, Secretary of Health and Human Services Donna Shalala recommended that Congress enact Federal legislation to protect the confidentiality of health information by imposing duties on those who hold such information and providing rights to the subjects of the information. She proposed that the Federal law provide a floor of protection, and that States be permitted to, in addition, provide stronger protections.

Under the recommended legislation, health care providers, those who pay for health care, and those who get information from those entities would have to permit patients to see their own records, to keep records of disclosures and let patients know who has seen their records, and to permit patients to file proposals for correction of erroneous records. All entities collecting or maintaining information would have to advise patients clearly of their confidentiality practices and of the patients' rights.

Disclosures would be limited to those authorized by the patient, or those specifically permitted in the legislation, including disclosures for important public purposes, such as treatment and payment, research, public health, oversight of the health care system, and use in law enforcement or other legal proceedings if permitted by other law. There would be strict limitations on further disclosure in many of these instances. Within an organization, information could be used only for purposes reasonably related to the purposes for which it was gathered, and all disclosures would have to be limited to the minimum necessary to accomplish the purpose of the disclosure.

Entities receiving information pursuant to patient authorization would have to give patients a statement of their intended use of the information, and would be civilly liable for uses in violation of that statement.

There would be civil and criminal sanctions for violations, such as improper disclosure and obtaining information under false pretenses.

Congress is now considering the recommendations.

PROFILING

Commercial “profilers” build dossiers about individuals by aggregating information from a variety of database sources, including public and non-public records. Individual reference services, sometimes called look-up services, represent a sub-set of the profiling industry. These services provide information that assists users in identifying individuals, locating individuals, and verifying identities.

Best Practices Model – Individual Reference Services Group

On December 17, 1997, a group of 14 Individual Reference Services (the Individual Reference Services Group, IRSG) entered into an agreement on privacy practices with the Federal Trade Commission. The IRSG program is based on compliance with certain principles, including notice, disclosure, choice, security, and public education. IRSG members agreed to acquire personal information only from reputable sources, to take reasonable steps to assure that data collected is accurate, complete and timely for the purpose for which it will be used, to correct non-public records when appropriate, and to limit distribution of non-public information to subscribers with appropriate intended uses.

The IRSG committed to implement a rigorous enforcement compliance method. The enforcement program has two prongs. First, signatories’ practices are subject to review by a “reasonably qualified independent professional service.” On the basis of established criteria, that entity determines whether a signatory is in compliance with IRSG principles. The results of the annual review are made public. Second, signatories who are information suppliers may not sell information to look-up services that do not comply with the IRSG principles.

The IRSG members agreed to provide individuals with access to information contained in services and products that specifically identify them, unless the information comes from a public record, in which case the companies will provide the individuals with guidance on how they can obtain the information from the original source. FTC staff strongly disagreed with the access provisions of the IRSG practices, and the Commission and IRSG agreed to allow 18 months before revisiting the access issue. On the basis of the IRSG program and the commitment to review access issues, the FTC advised the Congress that legislation on individual reference services was premature.

Legislative Option

The Administration could embrace the IRSG approach and apply it more broadly by supporting legislation giving the FTC authority under Section 5 of the FTC Act to require those in the business of compiling and distributing (or re-using for marketing purposes) electronic dossiers on individually identifiable consumers to comply with a specified set of fair information practices. The grant of authority to the FTC could include a “safe harbor” provision -- profilers

who belong to a self-regulatory organization operating in accordance with practices approved by the FTC would be presumed to be in compliance with the Federal Trade Commission Act.

ON-LINE INFORMATION ABOUT CHILDREN

The solicitation of information from children presents a unique problem. Unlike adults, children generally lack the ability to provide legally binding consent and may not be cognitively capable of understanding the consequences of giving out personally identifiable information online. Many companies presently collect information from children for a variety of reasons -- to contact a child to verify that they may have won a prize, to monitor children in chat rooms, for statistical purposes or for direct marketing purposes.

On June 4, 1998, the Federal Trade Commission released a report to Congress, *Privacy Online*, which surveyed 1,400 Web sites. Eighty-nine percent of children's sites surveyed collect personal information from children. Although 54% of children's sites provide some form of disclosure of their information practices, the Commission found that few sites take any

IDENTITY THEFT

The term Identity theft@ generally refers to the fraudulent use of another person's identity to facilitate the commission of a crime, such as credit card fraud. To commit identity fraud, a criminal gathers information about a person and then uses the information to adopt the identity of a victim.

Under existing law, identity theft offenses are punished to the extent that they include identification documents (i.e., forged or stolen documents) and an intent to defraud the United States. Yet existing law does not reach identity theft that makes use of other means of identification, such as a social security number or a mother's maiden name.

For this reason, it would be helpful to change the law to recognize the potential harm that could be done by offenders who commit identity theft with means of identification, and to address other problems that have emerged as a result of a dramatic increase in cases of identity theft.

At the same time, legislation to criminalize identity theft must be carefully crafted to avoid problems that could arise from the federalization of a large new class of crimes.

Senator Kyl is in the process of marking up S. 512, the Identity Theft and Assumption Deterrence Act of 1997. After raising initial technical concerns about this bill, Departments of Treasury and Justice have worked to provide amendments (to be considered during markup) that would address any outstanding concerns.

Recommendation

Automated Records Management System
Hex-Dump Conversion

steps to provide for meaningful parental involvement in the process. They found that only 23% of sites even direct children to seek parental permission before providing personal information. Only 7% of the sites said they would notify parents of their information practices, and less than 10 % provide for parental control over the collection and/or use of information from children. The Commission recommended that Congress adopt legislation protecting children's privacy online.

Best Practices Model – Online Privacy Alliance

On June 22, 1998 the Online Privacy Alliance issued specific guidelines for the protection of children's' privacy online.

Alliance members that operate sites directed at children under 13 have agreed (1) not to collect online contact information from a child under 13 without prior parental consent or direct parental notification of the nature and intended use of this information, including an option for the parent to prevent the use of the information and participation in the activity; (2) to assure that information collected will only be used to directly respond to the child's request and will not be

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used to recontact the child for other purposes without prior parental consent; (3) not to collect individually identifiable offline contact information from children under 13 without prior parental consent; (4) not to distribute to third parties any personally identifiable information collected from a child under 13 without prior parental consent; (5) not to give children under 13 the ability to post or otherwise distribute individually identifiable contact information without prior parental consent – sites directed to children under 13 must take best efforts to prohibit a child from posting contact information; and (6) not to entice a child under 13 by the prospect of a special game, prize or other activity, to divulge more information than is needed to participate in that activity.

Legislative Option

The Administration has endorsed the FTC call for legislation with respect to children's privacy online. The Administration could call for legislation that would specify a set of fair information practices applicable to the collection of data from children and give the FTC authority to promulgate rules based on such standards. The grant of authority to the FTC could include a safe harbor provision – data collectors who belong to a self regulatory organization

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Recommendation

operating in accordance with practices approved by the FTC for the collection of data from children would be presumed to be in compliance with the Federal Trade Commission Act.

RELEASE OF GOVERNMENT INFORMATION

Public records are a rich store of personal information. Federal, state and local governments require individuals to provide various types of information and are usually required to make such records available for public inspection. Public records include, but are not limited to real property records, marriage and divorce records, birth and death certificates, driving records, driver's licences, vehicle titles and registrations, civil and criminal court records, parole records, postal service change-of-address records, voter registration records, bankruptcy and lien records, incorporation records, worker's compensation claims, political contributions records, firearm permits, occupational and recreational licenses, filings pursuant to the Uniform Commercial Code and filings with the Securities and Exchange Commission.

These public records contain extensive and detailed information (e.g., race, gender, Social

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Security numbers, addresses, dates of birth, marriage, and divorce.) Social Security numbers, for example, are available from the records kept by dozens of government entities, such as motor vehicle bureaus -- many driver's license records make the individual's SSN, as well as their name, address, height, weight, eye color, gender, and date of birth available in one place. Dates of birth may be available from birth certificate and voter registration records, and land records typically include dates of sales, prices, size of mortgage amounts, and the property address and description, as well as the seller's and purchaser's names.

The U.S. Privacy Act, 5 U.S.C. Section 552a (1988) protects individuals from non-consensual government disclosure of confidential information. The Memorandum for Heads of Executive Departments and Agencies, signed by the President on May 14, 1998, directs agency heads to take specific action to assure that use of new information technologies sustain privacy protections provided by applicable statutes and that the information is handled in full compliance with the Privacy Act.

While the U.S. Privacy Act restricts the disclosure of personal information collected and maintained by the Federal government, many States do not have analogous privacy laws. Not

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only is the protection of information collected and maintained by State governments governed by an uneven patchwork of laws, but State freedom of information and public record laws, enacted before powerful information technology made collection and dissemination of information easy and efficient, allow many States to sell personal information.

Issues around the collection, sharing and sale of personal information gathered by States are complicated by requirements under Federal law that States collect and provide certain information to the Federal government. These laws include transfer of information for tax purposes, to locate parents delinquent in their child support payments, and to determine food stamp and welfare eligibility.

Any effort to restrict State collection and sharing of personal information will raise significant federalism questions. For example, two states have successfully challenged the Drivers Privacy Protection Act on federalism grounds.

The Administration has already begun to address the issue of sharing of data by Federal agencies with State, local, and tribal governments in the President's Memorandum to Heads of

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Executive Departments and Agencies, signed on May 14, 1998.

Option

The Administration could create a Federal-State Task Force to initiate a “privacy dialogue” to analyze the privacy of personal information collected by governments. The dialogue could include a study of the State laws that require the collection of personal information and the Federal laws that require States to collect personal information and consider the desirability of:

1. State enactment of laws similar to the Privacy Act.
2. Extension of the Privacy Act protections to Social Security numbers collected by State governments.
3. Re-evaluation of the meaning of “public records” in light of new technology.
4. A requirement that States redact Social Security numbers and other personally

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identifiable information from documents before they are placed in the public domain.

5. An Executive Memorandum to public schools reiterating obligations imposed by the Family Educational Rights and Privacy Act of 1974 under which public schools that accept federal funds are prohibited from disclosing a student's Social Security number and personal information without the student's request.
6. An Executive Memorandum to State attorneys general reiterating obligations imposed by §7 of the Privacy Act with regard to the protections afforded the collection of Social Security numbers and the requisite notice requirements.

CREDIT REPORTING

The Fair Credit Reporting Act (FCRA) governs activities of agencies that furnish credit reports to third parties. The FCRA defines a credit reporting agency as a person or entity that regularly assembles or evaluates consumer credit information or other information on consumers for the purpose of furnishing consumer reports to third parties to be used as a factor in

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establishing the consumer's eligibility for credits, insurance, employment purposes, etc.

Companies that share consumer information with their affiliates are not subject to the controls of the FCRA. Based on the above definitions, these companies are not considered "credit reporting agencies" because they are not providing the reports to a third party, but rather to themselves. Additionally, the information shared is not considered a "credit report" because the information is not compiled by a "credit reporting agency." The FCRA, moreover, specifically excludes affiliate sharing from the definition of "credit report."

The exclusion of affiliate sharing from the credit report definition and further regulation by the FCRA was debated during the 1996 Amendments to the FCRA. The FTC strongly argued that consumer information shared by affiliates should be subject to the protections of the FCRA. The banking industry argued the opposite. The banking industry won; the FCRA specifically excludes the information shared by affiliates from the definition of consumer report.

The recent increase in cross-industry corporate mergers raise important privacy concerns with regard to the treatment of consumer information shared by affiliated companies. Such mergers

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may allow detailed and sometimes sensitive information about consumers, including medical and financial data, to be shared among newly related companies with relatively few restrictions. In the case of the recent merger of Citicorp and Travelers, for example, consumers might not anticipate that providing information for insurance underwriting purposes to one entity might later be used by the financial institution that is or becomes an affiliate.

Legislative Options

a. The Administration could call for legislation repealing the FCRA provisions that exempt affiliate sharing from the protections of the FCRA. Given the intensity of the debate on this issue during the negotiations over the 1996 Amendments and the banking industry's current opposition to this issue, this proposal may be extremely difficult to effectuate. The FTC would probably, however, support repeal of the affiliate sharing exemption.

b. The Administration could support amendments to the FCRA to limit the affiliate sharing exception for marketing purposes only and expand the protections of the FCRA to cover consumer information shared with affiliates when making business decisions. For example,

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businesses could share consumer information among affiliates in connection with a marketing campaign, but consumer information provided for insurance underwriting purposes to one entity could not be used by another entity to deny a person a loan without the protections of the FCRA implicated. This proposal may appease the banking industry, which uses the information mainly for marketing purposes, while still protecting the consumers. The FTC probably would support such action.

Study Option

As more databases are available directly to companies, and companies themselves share information directly, there is some concern that the FCRA may become outdated and obsolete. Companies, for example, will no longer purchase credit reports from a central bureau, but rather will obtain information directly from the individual sources and create their own internal credit reports. In the absence of traditional credit reporting agencies, the protections of the FCRA would evaporate. The Administration could undertake a study to determine whether the FCRA contains the protections needed in the electronic age.

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FINANCIAL INDUSTRY

On June 12, 1998, the Acting Comptroller of the Currency announced that she directed the Office of the Comptroller of the Currency's (OCC) Privacy Working group to develop guidance for national banks addressing a number of consumer privacy issues, including web site disclosures of bank privacy policies, sharing of consumer information, customer information security and the problem of identity theft.

Sharing of Confidential Information with Third Parties (e.g. Direct Marketers)

Financial services firms represent that they do not generally share confidential customer information with third parties (except service providers). Privacy advocates have not contradicted this assertion. Financial firms have three primary reasons for retaining this information: (1) the most likely purchasers of such information are the firm's competitors; (2) financial firms fear that their customers would react badly if they learned that their information was being sold; and (3) sale of such information is generally prohibited by State common law

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(i.e., the financial institution, acting as the agent of the customer, owes the customer a fiduciary duty and is prohibited from misusing information obtained from the customer in connection with the agency).

The NASD-R recently proposed a new confidentiality rule for securities firms.

In the area of direct marketing by the financial institution itself, the FCRA requires that customers of financial institutions be allowed to opt out of receiving pre-approved offers of credit cards or other credit. NASD and the FTC rules restrict the ability of securities brokers to cold call customers by, among other things, requiring the maintenance of "do-not-call" lists.

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Option

Conduct a study to determine exactly what the financial services industry's practices are in this area.

Sharing of Information with Affiliated Companies

Each of the nations' largest 25 banks has a securities affiliate, and banks of all sizes sell insurance. Affiliate information sharing already includes not only sharing of information for marketing purposes (e.g., a credit card bank soliciting an affiliate broker-dealer's best customers for a new platinum card) but also for security purposes (e.g., tracking a credit card holder's spending patterns in order to detect immediately any unusual activity that might indicate fraud or theft) and increasingly for risk-management purposes (e.g., a customer's record of payment on a credit card apparently is quite useful in determining whether that customer is a good risk for auto insurance). Such practices can be expected to continue, as the lines between various types of financial services firms continue to blur and the firms continue to merge.

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Under the 1996 Amendments to the FCRA, customers have an explicit right to opt out of affiliate information sharing of personal information other than “experience” or “transactional” information (which may be shared not only with affiliates but also third parties). For example, a customer can prevent personal information contained in an account application from being shared. As a result, customers can generally avoid use of their confidential information for marketing purposes but not for fraud prevention or risk management purposes. This limited right was also brokered as part of the 1996 Amendments to the FCRA.

The FCRA also contains an odd provision prohibiting the banking agencies from examining for compliance with the Act; rather, they must await a complaint or other indication of trouble. The banking regulatory agencies also are prevented from issuing regulations under the Act, but the Federal Reserve may promulgate “interpretative” opinions in consultation with the other agencies. These provisions were included in 1996 because of banking industry concerns about regulatory burden, as part of the delicate compromise that moved the bill forward.

The Fed expects to issue an interpretation sometime this summer which likely would clarify what information can be shared with affiliates and how specific opt out notices should be.

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Options

a. Authorize the Fed, in consultation with the other banking agencies, to write enforceable rules in this area. Alternatively, give this authority to each of the agencies, to be exercised jointly.

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b. Consider eliminating the restriction on examinations. We may wish to talk to privacy groups next week to see whether this step, which would certainly anger the banking industry, would achieve greater protection for consumers.

Note: Consultations with those on the Hill should precede any action in this area, as they may not wish to revisit the compromise that it took them years to reach in 1996.

Study Option

The Administration could review whether the regulatory review process for mergers should include a consumer protection analysis. For example, in addition to Justice Department review of a proposed commercial merger, the regulating agency could review the proposed merger to determine whether the merger negatively affects consumers' privacy.

On-Line Disclosures

Large banks generally have adopted the privacy principles promulgated by the banking trade

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groups and have posted these or similar privacy policies on their web sites, while smaller banks have been slower to do so.

The Comptroller of the Currency has announced that it will consider promulgating voluntary guidelines for national banks to use in constructing web sites, and the FDIC's E-banking Task Force is surveying web sites of FDIC-insured institutions to confirm, based on a larger survey group, whether the results of the FTC survey accurately reflects the practices of the nation's smaller state banks.

Main Treasury met with each of the federal banking agencies (OCC, FDIC, Fed, and OTS) to discuss parallel action in the privacy area by all regulators. Each banking agency has accorded a high priority to the privacy issue and is looking at possible areas for strengthening regulatory practices and encouraging improved policies and procedures by regulated institutions. The banking agencies agreed to coordinate informally their previously independent efforts at establishing guidelines and examiner guidance with respect to banking industry on-line privacy disclosures.

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Option

The Administration could officially encourage continued consultative efforts, while recommending more formal coordination efforts.

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Automated Records Management System
Hex-Dump Conversion

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Legislative Options

a. The Administration could endorse the Kyl bill and work with him toward passage, provided that the reported version adequately address concerns of the Treasury and Justice Departments.

b. Merchants require check-writers to provide proper identification, which often includes a driver's license or other identification card with a social security number. Usually a merchant will record the identifying number onto the check to provide proof of the verification activity.

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This simple action can create a ream of problems. As a result of this activity, a person's check, which contains a person's name, address, and bank account number, now also contains the individual's social security number. By linking these pieces of personal information together on a single check a merchant has made this customer an even better target for identity theft.

The Administration could seek legislation that makes it illegal to record social security numbers on a check that is being approved for a purchase. This would mirror a law that was passed several years ago that prohibited the recording of a credit card number onto a check when the credit card was used as a piece of identification. Such legislation would neither make it illegal for a merchant to ask for the identification, nor indicate that such a check occurred. The law would merely prohibit writing the actual social security number on the check. Note, however, that modern "telecheck" technology permits merchants to ensure that a personal check is good without a Social Security number.

THEFT OF PERSONAL INFORMATION

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In this case, which is the mirror image of identity theft, the offender obtains information illegally but then uses it for a legal purpose -- e.g., pretends to be a customer in order to trick confidential information out of a bank, and then sells that information to a private investigator, perhaps in a divorce case.

Chairman Leach has publicized this problem and is strongly committed to correcting it. His staff, however, is having a difficult time trying to do so. They have apparently abandoned imposing greater restrictions on bank security or greater criminal penalties on those who obtain the information. We had suggested that they speak to the FTC about whether civil enforcement was a possibility.

Recommendation

The Administration could explore whether the FTC and DOJ have adequate jurisdiction or penalties to punish those who obtain information by fraudulent means.

Note: There may be a problem of unclean hands here, as law enforcement is a primary consumer

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of this information.

PUBLIC EDUCATION

The U.S. approach to privacy focuses on choice – individuals should have the choice to protect or disclose most personal information. Many Americans are unaware of how their personal information is used, and they do not understand how to protect themselves or exercise their ability to choose. Likewise, many businesses are unaware of consumer concerns about privacy and have not thought through their information handling practices in light of this concern.

The Administration could identify private sector partners to develop an advertising campaign to inform individuals about how to exercise choice with respect to the collection and dissemination of their personally identifiable information. Such a campaign could include all advertising mediums – radio, television, print, and electronic.

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SOCIAL SECURITY NUMBERS

The use of Social Security number by the private sector in connection with a variety of transactions allows profilers, marketers and others to combine discrete bits of information to create a portrait of an individual. These portraits have legitimate uses -- law enforcement, credit assessments, debt collection, etc. -- and we therefore must tread cautiously to avoid upsetting an information structure that is fairly well established. The FTC recently indicated to Congress that the use of a unique identifier like Social Security numbers may contribute significantly to the accuracy of these portraits. In addition, the FTC indicated that "the cat may be out of the bag" with respect to private sector use of social security numbers.

Section 7 of the Privacy Act makes it unlawful for any Federal, State or local government agency to deny to any individual any right, benefit, or privilege provided by law because of such individual's refusal to disclose his social security account number. The Act provides an exception that permits Federal, State or local governments to request disclosure of an individual's social security number. In such cases, the Act requires notice of whether the disclosure is mandatory or voluntary, by what statutory or other authority such number is

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solicited, and what uses will be made of it.

It seems unlikely that anything can be done with respect to limiting the use of social security numbers by the private sector -- they have become ubiquitous and any limitation could have significant economic implication. On the other hand, as technology provides new means of identification, such as biometrics, it is important to consider how to give individuals more control over these new categories of identifying information.

Option

The Administration could announce a study that both looks backward -- to discern "lesson learned" from the social security experience -- and looks forward, to avoid the same result with respect to new identification technologies.

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COMMERCIAL MARKETING

Please note that we do not propose action at this time in the area of commercial marketing.

Commercial marketers are individuals or entities that:

- E. Promote, sell, or deliver goods or services through direct sales marketing, campaigns to increase brand awareness, and other similar marketing strategies;
- F. Perform market research; or
- G. Foster the promotion, sale, or delivery of goods and services through the sale, rental, compilation, or exchange of lists.

Best Practices (principles) – Online Privacy Alliance, Direct Marketing Association

On June 22, 1998 a group of 50 businesses and trade associations announced the formation of

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the Online Privacy Alliance. The Alliance adopted well-received guidelines for fair information practices applicable across a range of industries, including the marketing industry. The Direct Marketing Association, which represents over 3700 direct marketers, has endorsed the Alliance guidelines, and committed to require DMA members to comply with the guidelines as a condition of membership in the association.

The Alliance guidelines require members to adopt and implement a policy for protecting the privacy of individually identifiable information. An organization's privacy policy must be easy to find and understand and must state clearly what information is being collected; the use of that information; possible third party distribution of that information; the choices available to an individual regarding collection, use and distribution of the collected information, as well as the consequences, if any, of an individual's refusal to provide information. The policy should also include a clear statement of the organization's accountability mechanism and information about how to contact the organization if a problem or complaint arises. At a minimum, individuals should be given the opportunity to opt out of uses that are unrelated to the purpose for which the information was collected. The Alliance guidelines also require data collectors to take appropriate steps to ensure the security, reliability and accuracy of personally identifiable

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The Direct Marketing Association has imposed additional requirements specific to marketing activities. These include a mandatory participation in the "Telephone Preference Service" and the "Mail Preference Service" through which consumers can have their names placed on a national "do not solicit" list.

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Best Practices (enforcement) FTC Enforcement, BBBonline, TRUSTe

The marketing industry has made progress by adopting robust statements of fair information practices, but effective self-regulatory enforcement mechanisms are just beginning to emerge.

The Council of Better Business Bureaus (CBBB) announced on June 22, 1998, that it will develop and implement a major privacy program through its subsidiary, BBBOnline. According to the CBBB press release, the online privacy program will feature: privacy standard-setting, verification, monitoring and review, consumer dispute resolution, compliance "seal", and educational components. The program is expected to "go live" in the fourth quarter of 1998.

TRUSTe is a not-for-profit organization based in Silicon Valley. The TRUSTe program provides notice by Web sites of their information practices, verification and oversight of the claims made in the site's notice, and consumer recourse through which consumer complaints will be resolved. TRUSTe has been criticized for its failure to require adherence to fair information practices -- any practice is permitted, as long as it is disclosed. On June 24, 1998, however,

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TRUSTe announced that it would require all new and renewing licensees to adhere to the privacy guidelines announced by the Online Privacy Alliance.

Legislative Option

The Administration could call for legislation that would specify a set of fair information practices applicable to commercial marketers and give the FTC authority to promulgate rules based on such standards. The grant of authority to the FTC could include a safe harbor provision – marketers who belong to a self regulatory organization operating in accordance with practices approved by the FTC would be presumed to be in compliance with the Federal Trade Commission Act.

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

TEXT:

RFC-822-headers:

Received: from conversion.pmdf.eop.gov by PMDF.EOP.GOV (PMDF V5.1-9 #29131)
id <01IZ4HHFOE4G000LKB@PMDF.EOP.GOV> for Kalil_T@a1.eop.gov; Tue,
7 Jul 1998 15:40:28 EDT

Received: from Storm.EOP.GOV by PMDF.EOP.GOV (PMDF V5.1-9 #29131)
with ESMTTP id <01IZ4HHB98Y8001SZ5@PMDF.EOP.GOV> for Kalil_T@a1.eop.gov; Tue,
07 Jul 1998 15:40:20 -0400 (EDT)

Received: from OSEC20.osec.doc.gov ([170.110.30.150])
by STORM.EOP.GOV (PMDF V5.1-10 #29131)
with SMTP id <01IZ4HGC7DNU0001JO@STORM.EOP.GOV> for Kalil_T@a1.eop.gov; Tue,
07 Jul 1998 15:39:43 -0400 (EDT)

Received: by OSEC20.osec.doc.gov with VINES-ISMTTP; Tue,
07 Jul 1998 15:39:29 -0400 (EDT)

X-Incognito-SN: 1287

Errors-to: DFriedkin@doc.gov

X-Incognito-Version: 4.11.23

X-Priority: 3 (Normal)

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 8-JUL-1998 12:56:40.00

SUBJECT: EEOC

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,

Yesterday, Maria convened a follow-up meeting with the LCCR folks to discuss our civil rights enforcement initiatives. Wade asked for a higher profile for our civil rights enforcement package. Maria and Minyon agreed that they would try to incorporate support for the cr package (as a package) in upcoming principal events. Next week the VP is speaking at the NAACP and the FLOTUS is speaking at La Raza. These were identified as two opportunities.

Wade also indicated the LCCR's intention to draft a letter to the Congressional leadership + committee members outlining the "package" concept and expressing strong support for the increases in the President's budget. Though this sort of sets them up in a way that may make them a target ("here is all the stuff that is important to us"), they believe that it would be an important rallying tool. Wade also indicated that LCCR plans to work on getting a bi-partisan letter from members of Congress and former EEOC commissioners expressing support for the use of employment testers.

Julie

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 8-JUL-1998 15:20:12.00

SUBJECT: Mtg on Hefley

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Ruby Shamir (CN=Ruby Shamir/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 8-JUL-1998 16:12:16.00

SUBJECT: Women's Mtg

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

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

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

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

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

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

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

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

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

TO: Lucia F. Gilliland (CN=Lucia F. Gilliland/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

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

TO: Rebecca M. Blank (CN=Rebecca M. Blank/OU=CEA/O=EOP @ EOP [CEA])
READ:UNKNOWN

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

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

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

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

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

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

READ:UNKNOWN

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

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

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

CC: Francine P. Obermiller (CN=Francine P. Obermiller/OU=CEA/O=EOP @ EOP [CEA])
READ:UNKNOWN

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

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

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

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

CC: Mindy E. Myers (CN=Mindy E. Myers/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

TEXT:

There will be a Women's Mtg on Thursday at 9am in room 100. Thanks.