

NLWJC - KAGAN

EMAILS RECEIVED

ARMS - BOX 084 - FOLDER -004

[10/21/1998 - 10/30/1998]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:21-OCT-1998 11:45:44.00

SUBJECT: Schedule update

TO: Julie A. Fernandes (CN=Julie A. Fernandes/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: 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: 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@A1@CD@VAXGTWY (WEINSTEIN_P@A1@CD@VAXGTWY @ VAXGTWY [UNKNOWN]) (O
 READ:UNKNOWN

TEXT:

If there are any bill signings coming up that you want to recommend the President do as a public event, please let me know today.

| | | |
|-------|-------|--|
| Wed | 10/21 | HRC Breast Cancer Event - Possible POTUS Drop-By |
| Thurs | 10/22 | DAY Off/possible travel to Wye Plantation |
| Fri | 10/23 | Social Security Roundtable on Women and Pensions Americorps Swearing-In (East Room) Tape Radio Address |
| Mon | 10/26 | DAY OFF |
| Tue | 10/27 | Social Security/Surplus Event |
| Wed | 10/28 | Columbian State Visit AIDS Announcement (*scheduled for 4:30pm) |
| Thur | 10/29 | Space Shuttle Launch (Cape Caneral, FL) |
| Fri | 10/30 | Message Event tbd Tape Radio Address |

FYI, HRC is being asked to attend the Welfare to Work Parntership Event at the MCI Center Nov. 9. and the Ceremony honoring the Community Academy Public Charter School in D.C. in November since the President cannot attend.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:21-OCT-1998 11:57:16.00

SUBJECT: Bill Signings

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: 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: 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@A1@CD@VAXGTWY (WEINSTEIN_P@A1@CD@VAXGTWY @ VAXGTWY [UNKNOWN]) (O
 READ:UNKNOWN

TEXT:

Following is the list of bill signings the Scheduling Office is trying to
 prioritize.

S. 2206, Human Services Reauthorization Act By Oct. 27
 -This act includes reauthorization of Head Start, LIHEAP,
 Community Services
 Block Grant, and new Individual Development Account (IDA)
 initiative.

Joint Signing for S. 2235, Omnibus Crime Control and Safe By Oct.
 27
 Streets Amendments and H.R. 3494, Child Protection and
 Sexual Predator Punishment Act of 1998

H.R. 2431, International Religious Freedom Act of 1998 By
 Oct. 28
 -To demonstrate the President's deep and personal commitment to
 international religious freedom and human rights.

H.R. 678, Thomas Alva Edison Sesquicentennial Commemorative
 Coin
 Act By
 Oct. 31
 -This bill directs the Secretary of Treasury to mint one-dollar
 silver coins
 emblematic of the light bulb and the many inventions made by
 Edison.

H.R. 3910, the Automobile National Heritage Area Act of 1998 TBD
 -This bill established six Automobile National Heritage Areas
 in southeastern
 Michigan, to help recognize the automobile industry's
 contribution to the
 development of the American economy.
 White House has not received bill.

H.R. 3874, William Goodling Child Nutrition Reauthorization

Act By
 Oct. 31
 -To highlight the Administration's commitment to hunger and
 nutrition programs.

Electronic Commerce Event and Bill
 Signing TBD

-To highlight the accomplishments of the President's electronic commerce initiative, to release the one year progress report on the initiative and to sign bills that are part of the initiative.

H.R. 1853, Carl D. Perkins Vocational & Applied Technology Education Amendments
31

By Oct.

-To celebrate the completion of the GI Bill of Rights for America's Workers with the passage of this bill.

S. 2232, Establishes the Little Rock Central High School National Historic Site

TBD

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:21-OCT-1998 12:13:41.00

SUBJECT: FDA statement

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:

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D39]MAIL442531495.226 to ASCII,
The following is a HEX DUMP:

FF5750433A050000010A02010000000205000000590E0000000200000C0B8F17269A475350F309

**STATEMENT BY THE PRESIDENT ON CONFIRMATION OF DR. JANE E. HENNEY
AS COMMISSIONER OF THE FOOD AND DRUG ADMINISTRATION
October 21, 1998**

I am extremely pleased that today the Senate, with strong bipartisan support, overwhelmingly voted to confirm Dr. Jane E. Henney to be the next Commissioner of the Food and Drug Administration. As the first woman and first oncologist to be confirmed as FDA Commissioner. I am confident that Dr. Henney will live up to the trust the Senate has placed in her.

The nation now has an FDA Commissioner who is committed to assuring that Americans have safe food, safe and effective drugs and medical devices, and improved public health. Dr. Henney has blazed many trails and no one is more qualified to lead the FDA. She has served four Presidents and helped guide some of America's finest academic health centers. Her expertise in science and technology and lifelong dedication to individual patients will enable her to strike the important balance between the need for timely approval of prescription drugs and medical devices, while maintaining safety and quality.

I commend the Democrats and Republicans who worked to give Dr. Henney a full and fair hearing and help expedite this confirmation. I also want to thank representatives of consumers physicians, nurses, and many within the industry for their steadfast and strong support for Dr. Henney. Their combined leadership made a vital contribution toward assuring we have the right person to lead FDA into the 21st century.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Cynthia Dailard (CN=Cynthia Dailard/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:21-OCT-1998 12:47:07.00

SUBJECT: Re: FEHBP contraceptive coverage

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

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

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

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

TEXT:

I wanted to forward to you this exchange I had with Dan re implementation of contraceptive coverage in FEHBP. OMP is moving quickly!

----- Forwarded by Cynthia Dailard/OPD/EOP on 10/21/98
12:44 PM -----

Daniel N. Mendelson

10/21/98 12:24:55 PM

Record Type: Record

To: Cynthia Dailard/OPD/EOP
cc: Lisa B. Fairhall/OMB/EOP, Gina C. Mooers/OMB/EOP
bcc:
Subject: Re: FEHBP contraceptive coverage

This is consistent with their usual operating procedure. I have spoken with them to urge them to approve all FDA approved methods and to act quickly. If you want to reach for the actual documents, we can do that c/o Lisa Fairhall, our branch chief for OPM. In addition, I got a call from planned parenthood -- they will be sending a letter specifying some concerns in implementation [Gina -- please make sure that Lisa and Cynthia have a copy of this letter when it comes in.]

Cynthia Dailard
10/21/98 10:11:32 AM
Record Type: Record

To: Daniel N. Mendelson/OMB/EOP@EOP
cc:
Subject: FEHBP contraceptive coverage

I know that the omnibus bill hasn't even been signed into law yet, but that didn't stop me from calling Abby Bloch at OPM to find out what the next step would be regarding contraceptive coverage in FEHBP. She said that there isn't any formal regulatory process regarding OPM benefits. Instead, she simply sends out a contract modification (which she has already drafted) which will go to plans shortly after the bill is signed, notifying them that they have to cover all FDA approved prescription contraceptives starting January 1, 1999. The plans will be required to sign the contracts by November 20. I was pleased to learn that the provision will go into effect in the 1999 plan year (rather than 2000, which would naturally occur if they didn't modify the contracts that have been negotiated for 1999).

I asked her if I could get a copy of the draft contract/letter, and she declined because she (understandably) wants to see the legislative language signed by the President before she distributes it, and OPM contracts do not go through any formal clearance process anyway. She did answer my questions regarding specific provisions in the contract -- she said that the letter will require plans to cover "the full range" of FDA approved prescription contraceptives, but it will not specify them by name (this sounds fine); she also said that the letter will not be sent to the 5 religious plans specifically mentioned in the language, and other plans will be told to contact OPM if they believe they qualify for an exemption for religious plans (it will then be up to OPM to determine if they do in fact qualify); also, she said that plans will be required to notify enrollees regarding the change in benefits, but she hadn't decided whether they would be required to notify folks by a particular date or through specified materials, or whether they could just rely on the regular means of communicating with beneficiaries (which means the notification could get buried in the annual benefits manual sent out to beneficiaries). I didn't ask her what OPM would communicate to plans regarding the conscience clause for providers (on moral and religious grounds), but I would be interested in finding this out.

I wanted to give you the heads up on this, since OPM appears prepared to move rather quickly. While I am very, very pleased that OPM is acting so expeditiously, I was surprised that we would not get to review what they are sending to plans (given how politicized the issue was and how difficult it was to get the legislative language just right). I have not dealt with OPM very much, so I do not have a good sense of how independent their actions are. FYI.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:21-OCT-1998 14:44:24.00

SUBJECT: Weekly Strategy Meeting

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

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

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

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

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

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

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

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

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

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

CC: Teresa M. Jones (CN=Teresa M. Jones/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

CC: Rhonda Melton (CN=Rhonda Melton/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

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

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

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

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

TEXT:

We will be having the weekly Health Care Strategy Meeting tomorrow, Thursday, October 22, at 4:00 p.m. in Bruce Reed's office, 2 Floor/West Wing.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:21-OCT-1998 18:22:23.00

SUBJECT: Women's Mtg

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

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: 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: Sondra L. Seba (CN=Sondra L. Seba/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

TO: Marjorie Tarmey (CN=Marjorie Tarmey/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: 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: 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

TEXT:

There will be a Women's Mtg on Thursday at 9:00am in room 100. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:22-OCT-1998 09:57:36.00

SUBJECT: Crime Meeting

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Bruce Reed will be having a crime meeting on Monday, October 26, at 1:30 p.m. in his office. Ann Harkins and Jim Johnson are also being invited to this meeting. Only the folks on this distribution list are invited to this meeting.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:22-OCT-1998 10:08:19.00

SUBJECT: End of the FY99 Budget Celebration

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

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

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

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

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

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

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

TO: Wei-Min C. Wang (CN=Wei-Min C. Wang/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

TO: Mary I. Cassell (CN=Mary I. Cassell/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

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

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

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

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

TO: Christopher M. Sauer (CN=Christopher M. Sauer/OU=OMB/O=EOP@EOP [OMB])

READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

TO: Mark D. Menchik (CN=Mark D. Menchik/OU=OMB/O=EOP@EOP [OMB])

READ:UNKNOWN

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

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

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

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

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

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

TEXT:

This is what I meant to say in the invite I sent last night:

----- Forwarded by Sandra Yamin/OMB/EOP on 10/22/98 10:05
AM -----

Sandra Yamin
10/21/98 07:14:28 PM
Record Type: Record

To: See the distribution list at the bottom of this message
cc: Gina C. Mooers/OMB/EOP@EOP
Subject: End of the FY99 Budget Celebration

Please join Barbara Chow on Friday, October 23 from 3:30 - 5:00PM in OEOP
260 to Congratulate Jack Smalligan for being named Branch Chief and to
celebrate the end of the FY99 Budget.

Please delete this e-mail after you have read it. Thanks

Message Sent

To:

Daniel N. Mendelson/OMB/EOP@EOP
Barry White/OMB/EOP@EOP
Iratha H. Waters/OMB/EOP@EOP
Maureen H. Walsh/OMB/EOP@EOP
Pamela B. VanWie/OMB/EOP@EOP
Wayne Upshaw/OMB/EOP@EOP
Kathryn B. Stack/OMB/EOP@EOP
Jack A. Smalligan/OMB/EOP@EOP
Lori Schack/OMB/EOP@EOP
Christopher M. Sauer/OMB/EOP@EOP

Jacqueline M. Peay/OMB/EOP@EOP
Leslie S. Mustain/OMB/EOP@EOP
Mark D. Menchik/OMB/EOP@EOP
Matthew McKearn/OMB/EOP@EOP
Katrina A. McDonald/OMB/EOP@EOP
Larry R. Matlack/OMB/EOP@EOP
Edwin Lau/OMB/EOP@EOP
Carole Kitti/OMB/EOP@EOP
Anil Kakani/OMB/EOP@EOP
Richard E. Green/OMB/EOP@EOP
Jennifer Friedman/OMB/EOP@EOP
Joanne Cianci/OMB/EOP@EOP
Barbara Chow/OMB/EOP@EOP
Mary I. Cassell/OMB/EOP@EOP
Denise M. Bray/OMB/EOP@EOP
Debra J. Bond/OMB/EOP@EOP
Jonathan Travers/OMB/EOP@EOP
David Rowe/OMB/EOP@EOP
Michele Ahern/OMB/EOP@EOP
Wei-Min C. Wang/OMB/EOP@EOP
Alastair M. Fitzpayne/OMB/EOP@EOP
Diana L. Meredith/OMB/EOP@EOP
Alison Perkins-Cohen/OMB/EOP@EOP
Michael Cohen/OPD/EOP@EOP
Broderick Johnson/WHO/EOP@EOP
Robert M. Shireman/OPD/EOP@EOP
Jonathan Orszag/OPD/EOP@EOP
Charles R. Marr/OPD/EOP@EOP
Cecilia E. Rouse/OPD/EOP@EOP
Elena Kagan/OPD/EOP@EOP
Laura Emmett/WHO/EOP@EOP
Janet Murguia/WHO/EOP@EOP
Tracey E. Thornton/WHO/EOP@EOP
Mindy E. Myers/WHO/EOP@EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:22-OCT-1998 12:36:11.00

SUBJECT: Bills Signings Scheduling Mtg

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

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

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

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

TO: Sally Katzen (CN=Sally Katzen/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: Janet Murguia (CN=Janet Murguia/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: Jeffrey A. Forbes (CN=Jeffrey A. Forbes/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

TO: Minyon Moore (CN=Minyon Moore/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: Craig T. Smith (CN=Craig T. Smith/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: Stacie Spector (CN=Stacie Spector/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: Stephanie S. Streett (CN=Stephanie S. Streett/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

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

TEXT:

Staff Sec and Scheduling would like to pull together a Short Term Scheduling Meeting to deal exclusively with requests for bill signing ceremonies. Currently, we have 76 bills in our office, all of which must be signed in the next 2 weeks; 47 more bills are on the way (you see the need for some planning). If interested, please attend or send someone from your office.

The meeting will be tomorrow, Friday, at 10:30 a.m. in the Sit. Room. We have a number of requests for signing ceremonies already, but any additional requests should be sent to me and Karin Kullman today, or should be brought to the meeting tomorrow. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:22-OCT-1998 14:25:07.00

SUBJECT: Medical Marijuana Update (and bullet for tomorrow's senior staff)

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

READ:UNKNOWN

TEXT:

BR/EK:

ONDCP, WH Counsel and DOJ are still pushing for a press conference next week condemning the various medical marijuana state ballot initiatives. I understand that the tentative plan is to have McCaffrey or his deputy, Reno and Shalala give comments on why voters should reject pending state ballot initiatives on medical marijuana (i.e., smoked marijuana not proven to be helpful, research on marijuana components not conclusive and still underway, and drug laws should not be changed until the medical facts are in) -- and release a supportive letter by the past Presidents. A statement by the President would follow a day or two later (see attached).

WH Counsel has spoken to Toiv and Begala, and they seem to be okay w/a statement. Barry suggested that the event take place Tuesday, before the Columbia state visit on Wednesday, and Paul thought the statement should be released separately from the event. Shalala has still not bought in to the event, but was going to be speaking to Reno this afternoon, who seems to be supportive and believes Shalala should be present.

Jose'

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

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D24]MAIL45184459X.226 to ASCII, The following is a HEX DUMP:

FF575043B0040000010A020100000002050000004C08000000020000CD7B2D5BFEEA5A098A6C97 33434A27CF7C5CAB70D367EE885EFFABBA7001F687EBA67E65310595EC8B52A944111BC730E48E

PROPOSED STATEMENT ON MEDICAL MARIJUANA

“This election day, voters in several states are considering ballot initiatives on medical marijuana. I urge voters to reject these initiatives. Smoked marijuana has not been demonstrated to be effective in treating disease, and there is only anecdotal evidence that marijuana components may help some patients. Before rushing to change our drug laws, scientific research must first confirm that the benefits of medical marijuana outweigh the risks. The federal government is currently funding such research, and I encourage voters to oppose the pending initiatives until the medical facts are in.”

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:22-OCT-1998 18:45:42.00

SUBJECT: TIME CHANGE - bill Mtg

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

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

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

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

TO: Sally Katzen (CN=Sally Katzen/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: Janet Murguia (CN=Janet Murguia/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: Jeffrey A. Forbes (CN=Jeffrey A. Forbes/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

TO: Minyon Moore (CN=Minyon Moore/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: Craig T. Smith (CN=Craig T. Smith/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: Stacie Spector (CN=Stacie Spector/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: Stephanie S. Streett (CN=Stephanie S. Streett/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

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

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

TEXT:

Due to a conflict with the scheduling of Podesta's meeting tomorrow, we will be holding the Short Term Scheduling (Bill Signings) meeting Friday at 10:00 a.m. in the Situation Room. It should not last more than half an hour. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:23-OCT-1998 14:34:32.00

SUBJECT: Section 377 summary

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

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

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

CC: Marjorie Tarmey (CN=Marjorie Tarmey/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

TEXT:

Attached is a short memo summarizing the facts re: late amnesty claimants
(subject to Section 377).

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

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D28]MAIL48077469C.226 to ASCII,
The following is a HEX DUMP:

FF575043B40A0000010A020100000002050000002527000000020000DADF82A432C61F3D479059

The Immigration Reform and Control Act of 1986 (IRCA) established a scheme under which certain aliens unlawfully present in the United States could apply for permanent residence. An applicant must have resided continuously in the United States in an unlawful status since at least January 1, 1982; must have been physically present in the United States continuously since November 6, 1986 (IRCA's enactment date); and must have been otherwise admissible as an immigrant. In order to be eligible for this benefit, the applicant must have applied during the 12-month period beginning on May 5, 1987.

On May 1, 1987, INS promulgated several regulations related to eligibility that were later found by the courts to be inconsistent with the statute. Two of the regulations dealt with an alien's travel outside the U.S. during the application period. Another indicated that receipt of any form of public benefit (even for citizen children) would cause the alien to be ineligible for legalization.

Because of these regulations, many individuals who were likely eligible for legalization were turned away from INS offices and otherwise discouraged from applying. The CSS and LULAC class action lawsuits challenged the INS travel regulations in federal court. The Zambrano class action challenged the benefit regulation.

The district court in all three cases held that the travel and benefit regulations violated the statute, ordered the INS to extend the application period to November 30, 1988 for class members who were deterred from applying for legalization because of knowledge of INS's unlawful regulation(s), and issued an injunction requiring the INS to withhold deportation and provide work authorization to these class members pending resolution of their claims. The DOJ appealed all three orders to the 9th Circuit Court of Appeals, arguing that the federal courts had no authority to extend the deadline for any discreet group of aliens. The 9th Circuit affirmed the district courts' orders to extend the deadline in all three cases.¹

DOJ appealed these rulings to the Supreme Court. The Supreme Court rejected the DOJ's position that the lower federal courts did not have jurisdiction to change the application deadline for a discreet group, but held that the district courts had erred by not determining whether the claims of class members were "ripe." The Court explained that a plaintiff's claim challenging the INS's legalization procedure was only "ripe" once that plaintiff took the necessary affirmative steps in the application process prior to INS's application of the erroneous regulation to him. Thus, if an alien was "front-desked" -- *i.e.*, presented a completed application to the INS and had his application rejected prior to its being filed (based on a determination by someone at the "front desk" that one of the regulations made the alien ineligible) -- his claim was ripe for adjudication. In addition, in a footnote, the Court indicated that a plaintiff could also have a ripe claim if the front-desking policy was a "substantial cause" of the alien's failure to apply for legalization. The Court remanded these cases to the district courts and ordered the courts to conduct ripeness analyses regarding the various discreet groups.

On remand, the district courts all held that an applicant who was told by the INS that they were ineligible because of the application of one of the erroneous regulations had a ripe claim and was

¹ CSS and Newman were consolidated by the 9th Circuit for purposes of their appeal.

thus entitled to an adjudication and a continuation of the benefits that class members had been enjoying (stays of deportation and work authorization). The DOJ appealed these rulings to the 9th Circuit in early 1996, arguing that the district courts had misinterpreted the Supreme Court's remand.

During the pendency of this appeal, Congress enacted Section 377 of the Illegal Immigration Reform and Immigrant Responsibility Act (IIRIRA), which retroactively stripped the federal courts of jurisdiction over any claim under the legalization program, unless the applicant filed a completed application (including an application fee) with the INS within the original statutory window.² After IIRIRA was enacted, the DOJ moved to have the CSS, Newman, and Zambrano suits dismissed. On January 16, 1998, the 9th Circuit ordered the district court to dismiss all of the plaintiffs' claims in CSS for lack of jurisdiction. The district court had a hearing, dismissed the case, and invited the plaintiffs to file a new cause of action. On May 8, 1998, because of the 9th Circuit's interpretation of Section 377 in the CSS case, the district court dismissed the claims in the Zambrano case.

The CSS and Newman classes total approximately 300,000 people. These classes were open to new members as late as 1996. The Zambrano class was closed at the end of the 5-month extension period ordered by the district courts (November 30, 1988). This class includes approximately 9,000 people.

Since the dismissal of these suits, DOJ has determined that class members are no longer entitled to work authorization, stays of removal, or any immigration benefit on the basis of class membership. According to INS, approximately 80,000 class member received work authorization and stays of removal during the pendency of these cases. All of these people (many of whom have lived and worked in the U.S. for more than 10 years) will lose their authorization to work in the coming months. In addition, because class members were not subject to deportation during the pendency of the litigation, most did not apply for suspension of deportation under the old rules (you must have a final order of deportation prior to being eligible to apply for suspension). Now, the rules have changed. The standard for "cancellation of removal" (the new terminology) is much stricter and presents a significant bar.

² Section 377 of IIRIRA reads in relevant part: "(C) JURISDICTION OF THE COURTS -- Notwithstanding any other provision of law, no court shall have jurisdiction of any cause of action or claim by or on behalf of any person asserting an interest under this section unless such person in fact filed an application under this section within the period specified by subsection (a)(1), or attempted to file a complete application and application fee with an authorized legalization officer of the Service but had the application and fee refused by that office.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:26-OCT-1998 10:45:45.00

SUBJECT: ed strategy meeting stuff

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:

As you requested at team leaders meeting

----- Forwarded by Michael Cohen/OPD/EOP on 10/26/98
11:44 AM -----

Michael Cohen

10/22/98 03:45:32 PM

Record Type: Record

To: Bruce N. Reed/OPD/EOP

cc:

Subject: ed strategy meeting stuff

At the meeting we need to:

1. Light a fire to get policy development process moving re: big SOTU issues (teacher quality, standards, choice,)

2. Consider key strategic choices:

New ideas vs. status quo approach to ESEA reauthorization --
Congressional Dems may want to simply hold on to what we've got; Reps will push block grants and vouchers;

New ideas as legislative proposals vs. budget requests and executive action/bully pulpit -- No one thinks Congress will pass any E/Sec legislation in its first session; how do we ensure some victories/progress at the end of the year?

How do we approach Class Size next year -- seek authorization; mandatory vs. discretionary; another appropriations fight?

Possible directions for specific issues

1. Standards/Assessment/Accountability

Options for moving forward on national standards and tests:

seek explicit authorization as part of NAEP/NAGB (or ESEA) reauthorization;

seek private funding for our testing proposal

work with ACHIEVE or others to create standards and tests from the bottom up--by developing measure of aligned to common content standards across states or cities

endorse existing standards (e.g., New Standards)

require use of national tests (or assessments aligned to NAEP achievement levels) as measure of effectiveness of Title 1

Talk to: Schwartz, Finn, Tucker, Ambach, Casserly, Ravitch, NEA, AFT,

Bingaman, Romer...

Advancing agenda for ending social promotions
 Keep as condition of Education Opportunity Zones II proposal
 Require states/districts to have requirement that kids meet standards at key transition points in order to be promoted as part of Title 1
 Develop a series of bully pulpit activities, building on release of ED□,s Guide to Ending Social Promotions

Strengthening Accountability for Results
 Incentives for states to close achievement gaps
 Tie funding to results (as in Education Opportunity Zones -- districts eligible if they show they have already achieved results; continued funding dependent upon increased achievement)

2. Public School Choice

Make choice (more) universally available as condition of receiving some federal education funds (Title 1??? son of Goals 2000???)
 Provide support for specific choice models (magnet schools, interdistrict choice, postsecondary enrollment options, work-site schools)

3. Teacher Quality

Expand funding for Title II recruitment/preparation programs
 State teacher training academies (e.g., in reading, math, science, etc.) using proven practices
 Incentives for Board-certified teachers to teach in Title 1 schools
 State and local teacher quality (block) grants to address:
 State
 upgrading licensure/certification/testing
 mentoring/induction
 training/professional development
 performance-based teacher evaluation/quality standards
 teacher accountability: rewarding success and removing incompetence
 State accountability for specific performance measures (e.g., decrease number of teachers with emergency certification and teaching out-of-field; student achievement gains tied to quality measures

Local

 improved recruitment/hiring
 mentoring/induction
 training/professional development
 performance-based teacher evaluation/quality standards
 teacher accountability: rewarding success and removing incompetence
 Local accountability for specific performance measures (e.g., decrease number of teachers with emergency certification and teaching out-of-field; student achievement gains tied to quality measures

4. National education summit???

How do we mark the 10-yr. anniversary of the Charlottesville education summit (9/99) and the 2000 timeline for the National Education Goals
 Should we continue to have national education goals and if so, what should be the process for establishing them and for tracking progress toward achieving them?
 (Note: NGA and NEGP is wrestling with same issues; current plan is to defer any decision until after new governors come on board. Carper□,s theme for year as chariman is raising student achievement through

technology, standards/accountability, and extended learning time. POTUS will be invited to NGA August meeting, which will be devoted entirely to these topics; NGA possibly will add « day session after meeting to deal with summit anniversary/goals

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:26-OCT-1998 15:21:25.00

SUBJECT:

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

TEXT:

FYI- when your mtg. is over I have Head Start paper for your review which
Bruce wants to leak w/in the hour -Laura

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:26-OCT-1998 18:30:36.00

SUBJECT: Re: Two more thoughts re: WTW bonus

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

FYI: Cathy just told me Kitty Higgins' office called her today about setting up a meeting on this topic.

Bruce N. Reed

10/26/98 06:02:09 PM

Record Type: Record

To: Andrea Kane/OPD/EOP

cc:

Subject: Re: Two more thoughts re: WTW bonus

I agree -- I made those points to Barbara; I'll raise them with Jack.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:27-OCT-1998 14:04:46.00

SUBJECT: HHS/SSA/Child Care FY00 Budget Meeting

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

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

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

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

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

CC: Iratha H. Waters (CN=Iratha H. Waters/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

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

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

TEXT:

Please join Barbara Chow and Staff on Wed., Oct 28 from 2:00 - 3:00 in OE0B 260 to discuss the HHS, SSA discretionary FY00 Budget. Child Care will also be covered during this meeting. Please confirm your attendance. Thank you.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:27-OCT-1998 14:05:00.00

SUBJECT: FY00 Education Budget Meeting

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

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

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

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

CC: Iratha H. Waters (CN=Iratha H. Waters/OU=OMB/O=EOP@EOP [OMB])
READ:UNKNOWN

CC: Chantell S. Long (CN=Chantell S. Long/OU=OPD/O=EOP@EOP [OPD])
READ:UNKNOWN

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

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

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

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

TEXT:

Please join Barbara Chow and Staff on Thurs., Oct. 29 from 1:30 - 2:30 in OEOB 260 to discuss the Education FY00 Budget submission. Please confirm your attendance. Thank you.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:27-OCT-1998 14:05:08.00

SUBJECT: FY00 Entitlements Meeting

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Broderick Johnson (CN=Broderick Johnson/OU=WHO/O=EOP@EOP [WHO])

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

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

READ:UNKNOWN

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

READ:UNKNOWN

CC: Iratha H. Waters (CN=Iratha H. Waters/OU=OMB/O=EOP@EOP [OMB])

READ:UNKNOWN

CC: Wayne Upshaw (CN=Wayne Upshaw/OU=OMB/O=EOP@EOP [OMB])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

CC: Barry White (CN=Barry White/OU=OMB/O=EOP@EOP [OMB])

READ:UNKNOWN

TEXT:

Please join Barbara Chow and Staff on Mon., Nov 2 from 1:30 - 3:00PM in OEOB 260 to discuss FY00 Entitlements. Please confirm your attendance.

We have scheduled one session from 1:30PM - 3:00PM to cover the topics listed in the sequence below, with each of the sections below allotted about 20 minutes (allowing for a little slippage). You are more than welcome to participate in any of these sections.

TANF (including contingency and supplemental growth); Welfare to Work; WTOC and WTW tax credits; Independent Living; Child Support Enforcement

Food stamps; child nutrition

UI; TAA; PBGC

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Maureen T. Shea (CN=Maureen T. Shea/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:28-OCT-1998 09:23:20.00

SUBJECT: Choice document

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

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

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

TEXT:

FYI - attached is a piece on reproductive choice (went through Robin Bachman and Ann Lewis) we distributed last week.

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D41]MAIL41114010Q.326 to ASCII,
The following is a HEX DUMP:

FF575043E6040000010A02010000000205000000481E00000002000022EA10899C74898B73E54E

PRESIDENT CLINTON AND VICE PRESIDENT GORE: STANDING UP FOR A WOMAN'S RIGHT TO CHOOSE

"I'm committed to keeping abortions safe, legal, and accessible -and to making it more rare...I will continue to do everything I can to make sure that every child in America is a wanted child, raised in a loving, strong family."

President Bill Clinton, January 22,

1998

Throughout his Presidency, President Clinton and Vice President Gore have worked hard to protect a woman's right to choose and to promote safe reproductive health services for women.

Provided Contraceptive Coverage to More than a Million Women. The FY99 Omnibus Appropriations Act contains an important policy breakthrough on reproductive choice. The final bill requires the 300 Federal Employees Health Benefits Plans (FEHBP) to cover contraceptive drugs and devices, providing coverage to approximately 1.2 million women of childbearing age. Until now, only 19% of federal health plans covered prescription contraceptives and 10% of the plans offered no contraceptive coverage at all. The Republican Leadership tried to remove this measure, but President Clinton and pro-choice members remained firm.

Increased Funding for Family Planning. In the FY99 Omnibus Appropriations Act, the President won an increase of \$12 million over FY98 levels for family planning services or Title X Family Planning grants. The House-version would have denied any additional funds.

Stopped the Coburn Amendment Which Would Have Prohibited the FDA from Approving RU-486. On January 22, 1993, President Clinton reversed the ban on the importation of Mifepristone or RU-486; RU-486 is currently under review by the Food and Drug Administration (FDA). Unfortunately, the FDA's scientific drug approval process became under assault in the 105th Congress. President Clinton threatened to veto a provision that would have prevented the FDA from using government funds to test, develop or approve drugs that may induce medical abortion, including RU-486. Because of the President's veto threat, Republicans backed down and decided not to attach this provision to any funding bill.

Defeated Parental Consent Restrictions on Contraceptives for Minors. The House voted to require minors to obtain parental consent prior to receiving any Title X family planning services (this has also been referred to as the Istook amendment). The President's veto threat helped to keep it out of the final bill.

Stopped the So-Called "Child Custody Protection" Act. Senior Clinton Administration Advisers recommended a veto of this bill which would have made it illegal to transport a minor across State lines for the purpose of avoiding parental consent or notification laws. The Clinton Administration, as detailed in the Statement of Administration Policy, was very concerned that the bill did not protect close family members --including grandmothers, aunts and siblings --from criminal and civil liability. Family members could face criminal charges

for aiding a relative in distress. The bill also did not protect persons that only provide information, counseling, referral or medical services to the minor from liability. Under a veto threat, the Senate failed to invoke cloture (or end debate) on the Child Custody Protection Act. Upheld the Late Term Abortion Veto. This year, the House of Representatives voted to override President Clinton's veto of a bill banning certain late-term abortions, known by proponents of the ban as "partial birth abortions." While the House voted to override the President's action, the Senate sustained the veto by a vote of 36-64 --just three votes short of the required two-thirds majority needed to override the veto. President Clinton vetoed the measure in October 1997 because it did not contain an exception that protected the health or life of the woman.

Continued to Fight Restrictions on International Family Planning. The FY99 Omnibus Appropriations Act does not contain the so-called "Mexico City" policy, a provision that denies U.S. funds to international family planning organizations that use their own resources to perform abortions or lobby on abortion policy. The Mexico City restrictions were also included in the Foreign Affairs Reform and Restructuring Act. President Clinton vetoed this legislation because it contained these unacceptable restrictions.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:28-OCT-1998 11:31:41.00

SUBJECT:

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

READ:UNKNOWN

TEXT:

Sally has a mtg. at noon & she is desperate to talk to you before then or else she want to cancel the 1:00 Deputies mtg.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Paul D. Glastris (CN=Paul D. Glastris/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:28-OCT-1998 16:00:36.00

SUBJECT: at Bruce's suggestion...

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

TEXT:

Elena,

Bruce Reed suggested that I get your thoughts regarding the idea I've been promoting about Army-style prep schools to encourage diversity at elite colleges (see below). If you have a few minutes to talk, I'd be grateful. Thanks.

-How to keep elite colleges diverse, the Army way: The Clinton administration will continue to support the right of colleges and universities to take race into account for admissions purposes. And rightly so, because it's clear from studies--including the new book by Derek Bok and William Bowen--that diversity works. The problem is that courts and ballot measures have chipped away at the legal basis of race-conscious admissions policies, and will probably continue to do so. What's needed is a second front for affirmative action--a way of creating a supply of minority students whose test scores and academic performance are high enough that they can be admitted to elite schools without racial preferences. Such a system already exist in the U.S. military. The Army, for instance, has a larger proportion of blacks in its upper ranks than almost any other large institution in America. It's secret: The U.S. Military Academic Preparatory School (USMAPS) in New Jersey. Every year, USMAPS accepts hundreds of promising but academically ill-prepared minority high school graduates. These cadets go through a grueling 10-month course of training in reading, math, military discipline, and good study habits. Cadets who make it through go on to West Point, their SAT scores having risen 110 points higher than when they entered USMAPS. Just as important, USMAPS cadets graduate from West Point at the same or higher rate than their West Point classmates who didn't go through USMAPS (by contrast, blacks at elite civilian colleges graduate at substantially lower rates than whites). Action: The POTUS should empanel a commission of military generals and elite college presidents to explore the possibility of adapting the USMAPS model to civilian higher education.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:28-OCT-1998 17:45:05.00

SUBJECT:

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

READ:UNKNOWN

TEXT:

Todd Stern is outside your office returning your hello

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:28-OCT-1998 18:19:23.00

SUBJECT: Scheduling memo.

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

TEXT:

Here is the scheduling memo with the items we discussed. The additional ideas from the team leaders that are not reflected in the memo are:

- 1) Jose has an idea for a Brady/Insta Check Event when the new regs go into effect on Nov. 30., and for the President to release new guidelines allowing states to use 10% of their prison funds for drug testing and treatment (as he called for one year ago.)
- 2) Sarah B. suggested we do an antibiotic "super bug" initiative announcement, and
- 3) Mike Cohen suggested that we propose a Math initiative that the Dept. of Ed is working on that would increase Math tutors - to complement our efforts to encourage more reading tutors.

Please let me know if you would like me to include those or anything else in the memo. Also, the teacher quality report will not be ready until January -- do you want to keep it in the memo for the sake of discussion?

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D88]MAIL46285710J.326 to ASCII,
The following is a HEX DUMP:

FF57504396050000010A02010000000205000000982E0000000200004D7AA07B125656F0B08FDE
8AE0ADF0151C3BF5B25C59DF77AE8651E7432E716D49081B8717D577C46569912E8546DBD42CA2

October 27, 1998

MEMORANDUM FOR THE CHIEF OF STAFF

CC: MARIA ECHAVESTE
ANN LEWIS
STEPHANIE STREETT

FROM: BRUCE REED

SUBJECT: POSSIBLE POLICY ANNOUNCEMENTS

Following is a list of possible DPC announcements the President could make during the months of November and December.

CRIME:

November 22 **FBI Crime Statistics**

The final 1997 FBI Unified Crime Report data will be released on November 22, demonstrating further that crime has decreased dramatically under the President's watch. The President is scheduled to have the day off on Monday, November 23, but he could issue a written statement on Sunday or make a statement on Monday.

December **Youth Crime Gun Interdiction Initiative**

The President could highlight the success of his innovative Youth Crime Gun Interdiction Initiative (YCGII), which has been ongoing for two years in 27 cities, by announcing: (1) the release of the second annual report on the YCGII, which will provide new data on guns used in crimes and demonstrate the success of the YCGII; (2) the availability of funds to hire new ATF agents to investigate gun trafficking in these 27 cities; and (3) a proposal to dramatically expand the YCGII to 20 new cities which was just provided for in the recent omnibus appropriations bill.

WOMEN, CHILDREN, AND FAMILIES:

November **Title IX Executive Order**

The President could sign an executive order as early as next week prohibiting discrimination on the basis of race, color, national origin, or sex in education programs conducted by the federal government. This includes schools operated by the Defense Department for military dependents, schools operated by the Department of the Interior for Native Americans, and numerous training and

educational programs run by federal departments. This is a follow up to an Executive Memorandum the President issued last year asking the Department of Justice to lead an effort to identify all federally-conducted education programs and to recommend appropriate action to end discrimination.

December **New Child Care Data**

The President could announce new data on the number of children served with child care assistance through the Child Care and Development Block Grant (CCDBG). The data is expected to indicate that approximately 1.8 million children of the 10 million eligible for assistance have been served through the block grant. This is the first data to examine the block grant, which was created in the 1996 welfare reform bill, and it will highlight the need for increased investment in the block grant.

HEALTH:

December **Asthma Initiative**

The President could announce a concerted fight against asthma, which has become a national epidemic impacting the lives of 15 million Americans. The initial goals of this program will be to halt the increase in asthma, reduce by half the number of children who die or suffer activity limitations because of this disease, and limit the disproportionate impact of asthma on minority communities.

The President could announce new FY2000 budget proposals to expand programs that have had demonstrated success on a pilot basis in preventing, managing, and understanding asthma. The President could also release an interagency report on best practices and strategies to address asthma.

December 2-4 **Meeting with Presidential Task Force on People with Disabilities**

The President could meet with the Presidential Task Force on People with Disabilities and formally announce his endorsement of the Kennedy-Jeffords bill. The President could also possibly announce at this time new budget proposals effecting people with disabilities, including; (1) a tax credit for people with disabilities returning to work; (2) a long term care tax credit; and (3) a bridge program to help people with disabilities go to work.

WELFARE:

November **Food Stamp Fraud Directives**

The President could sign three directives to crack down on food stamp fraud: (1) The President would direct the Social Security Administration to share its death records with the Food Stamp agency to ensure that Food Stamp recipients who die are immediately removed from the rolls; (2) The President would direct USDA to develop a plan to create an interstate matching system to ensure Food Stamp recipients are not receiving benefits in multiple states; and (3) The President would direct Treasury to collect (through offset of federal payments and other means) unpaid fines owed by retailers that have violated Food Stamp rules, such as exchanging Food Stamps for cash. The

first two directives will build on the Lugar legislation that passed at the end of the session.

December **Work Participation Rates**

The President could visit a welfare-to-work program and announce: (1) new state work participation rates, showing that almost all states are meeting the welfare law's single-parent requirements, but some are failing to meet the law's separate two-parent requirement; (2) new caseload data showing continuing declines; and (3) new data on the number of people who were on welfare in 1997 and working in March 1998.

December **Welfare to Work Housing Vouchers**

The Congress approved in the VA/HUD appropriations bill full funding for the President's request for 50,000 welfare-to-work housing vouchers. The President could hold an event announcing the opening of the first competition for these vouchers. This is the first time ever that housing vouchers will be linked to welfare reform, and represents an improvement in the way welfare, employment, and housing agencies can work together.

EDUCATION:

November or **Afterschool Grants**

January The Congress fully funded the President's request for \$200 million for afterschool programs. Anytime after November 4, the President could announce the release of the first \$40 million in 21st Century Learning Center Grants for over 100 school districts throughout the country. Another option would be to wait until January when the President would be able to announce the \$40 million in grants and the opening of the competition for the remainder of the money.

December **Teacher Quality Report**

The National Center on Educational Statistics at the Department of Education has conducted a rapid response survey of teachers as well as an analysis of state efforts to improve the quality of the teaching force that will be included in the Department's first biennial teacher quality report. The President would announce the release of this report and possibly announce new budget and legislative proposals to improve teacher quality.

December **Social Promotions Report**

The President could announce a new Education Department report on best practices for ending social promotion. This would be an opportunity for the President to renew his call made this year to end social promotion.

November **AmeriCorps**

The President could reschedule the ceremony for him to swear-in the 100,000th AmeriCorps member. At this event the President would also announce: (1) new grants to support 500-1000 AmeriCorps Promise Fellowships to support the goals

set at the Presidents' Summit; (2) the recipients of the President's Service Awards, the nation's highest volunteer service award; and (3) the recipients of the President's Student Service Awards.

EMPOWERMENT ZONES:

December Empowerment Zone Awards

The President could announce the winners of the nationwide competition for the second round Empowerment Zones. Twenty communities will win designations as new EZs -- 15 urban and 5 rural. Like the first round, each EZ will receive a mixture of tax incentives and flexible grants to leverage private, non-profit, and state and local government resources to promote business development and job creation in some of our country's most distressed communities. The EZ statute requires that these designations be made by January 1, 1999. The EZ program is one of the cornerstones of the President's and Vice President's Community Empowerment Agenda.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Dawn L. Smalls (CN=Dawn L. Smalls/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:28-OCT-1998 20:42:48.00

SUBJECT: Pls call Podesta if still in bldg

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

TEXT:

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:29-OCT-1998 14:06:48.00

SUBJECT: Physician Groups - Meeting w/ Eric Holder - Clinic Violence

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Wanted to let you know the medical community (AMA, family physicians, emergency physicians and ACOG) are trying to get a meeting with Justice and FBI to talk about the Web Site that targets physicians and their spouses and families. There is great anxiety about this web site. Also, they are encouraging their state medical societies to meet with the state law enforcement officials on this issue.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Maureen T. Shea (CN=Maureen T. Shea/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:29-OCT-1998 14:26:51.00

SUBJECT: Reno meeting

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

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

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

CC: Kelley L. O'Dell (CN=Kelley L. O'Dell/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

TEXT:

Fund for a Feminist Majority, National Abortion Federation, NOW Legal Defense, and Planned Parenthood met with Attorney General Reno and her staff yesterday about clinic violence. Marylynn Buckham, the director from Dr. Slepian's clinic, also attended the meeting. Susan Dudley from NAF reports that it was an excellent meeting. Reno asked her staff to look into the program changes they suggested and the budget implications and to report back to her promptly. She promised the groups a follow-up meeting, as soon as she gets her staff recommendations.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:29-OCT-1998 15:27:59.00

SUBJECT: draft statement

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:

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D40]MAIL47785520A.326 to ASCII,
The following is a HEX DUMP:

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23DF873BEA5ED36CBD485BA76465B8E044D9BE15039FE7D2669C2B21D3B91E76A84722E05DD00A

DRAFT PUBLIC STATEMENT ON PUBLIC CHARGE

Today, the [Department of Health and Human Services and the Department of Agriculture] made public an Administration decision that past or current use of Medicaid, the Children's Health Insurance Program (CHIP), and/or Food Stamps will not be considered in determining whether a legal immigrant is a "public charge," except where an individual has received institutionalized care funded by Medicaid. Guidance will be issued by the Department of Justice and the State Department clarifying that health insurance and nutritional benefits are cost effective, important to public health, and do not provide any unique, additional information that would lead to a public charge determination.

Determination as a "public charge" has significant consequences for an immigrant -- it can cause them to be denied admission to or permanent residency in the United States. Concern about public charge determinations has prevented legal immigrants from enrolling themselves or their children in the Medicaid. Law-abiding immigrants who are eligible for Medicaid often worry that receiving these benefits could result in INS action against them or their families. This fear has not only interfered with the goal of signing up eligible children for health insurance, but in some cases has caused sick or injured people to unnecessarily forego health care. This has created uncompensated health care costs for hospitals, other providers, and states. It also poses a risk to the public health since the lack of treatment of uninsured legal immigrants for communicable diseases could endanger citizens at large.

Concern over the public charge rules has also discouraged legal immigrants who are working at low-wage jobs from applying for Food Stamps for themselves and their children. Food Stamps provides a nutritional safety net for both the working and non-working poor. This Spring, Congress enacted the Administration proposal to restore Food Stamp benefits to 240,000 legal immigrants beginning November 1, 1998. The policy being announced today will remove any concerns that the use of Food Stamps and other nutrition assistance programs, such as nutrition assistance to Women, Infants, and Children (WIC), by these immigrants would result in a public charge determination.

The detailed DOJ and State Department guidance containing this clarification, which will be issued shortly, will comprehensively address policies on public charge determinations. We look forward to working with immigration officials, state health officials, and others to ensure that misunderstanding and fear do not stand in the way of legal immigrants receiving important benefits.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:29-OCT-1998 16:37:53.00

SUBJECT:

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

READ:UNKNOWN

TEXT:

Bruce is running late & can't make scheduling mtg. in Podesta's- please go
if you can

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:29-OCT-1998 18:17:59.00

SUBJECT: Tamoxifen

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

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

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

TEXT:

FYI. Tamoxifen was approved today by the FDA.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:29-OCT-1998 19:19:20.00

SUBJECT: Daily report on public charge--

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

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

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

TEXT:

----- Forwarded by Julie A. Fernandes/OPD/EOP on 10/29/98
07:40 PM -----

Cynthia A. Rice
10/29/98 06:46:32 PM
Record Type: Record

To: Laura Emmett/WHO/EOP
cc: Julie A. Fernandes/OPD/EOP, Jeanne Lambrew/OPD/EOP, Christopher C. Jennings/OPD/EOP
Subject: Daily report on public charge--

Public Charge: Yesterday, the National Council of La Raza advised us against issuing a general statement on our decision that use of Medicaid, Children's Health Insurance Program (CHIP), and/or Food Stamps will not be considered in determining whether a legal immigrant is a "public charge" except where an individual has received institutionalized care funded by Medicaid. We had considered issuing such a statement, so that immigrants newly eligible for Food Stamps starting November 1st would have this information, even though the detailed INS guidance about the entire public charge issue is being held up as the OLC considers one more legal issue. However, La Raza argued that this general statement -- without backup detail on a host of related issues -- would create more confusion in the immigrant community and would not be welcomed.

A 3:30 call we intended to be about "can we issue this statement and how" thus became an opportunity for us to 1) remind DOJ we need an answer to the legal question ASAP and 2) once OLC makes its ruling, we will need to move forward as quickly as possible.

The La Raza board is coming to the White House Friday for a long scheduled meeting. Maria had said we might use the opportunity have a quiet side conversation about the issue and that she would involve us in this discussion.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:29-OCT-1998 21:29:11.00

SUBJECT: NCLR briefing

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:

As I mentioned on Monday, OPL has asked that I brief the NCLR board Friday morning at 10am on current immigration issues. I am attaching talking points on two issues (Hondurans and Section 377 (late amnesty). Please let me know if these are o.k. Thanks.

julie

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D28]MAIL44690820K.326 to ASCII,
The following is a HEX DUMP:

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C162183AB5177A28F3C8A5374C0E66B5607E62148BF530F2A8A7480B5366F2F6104D351B7527F2

Section 377 (late amnesty)

- Last term, we attempted to include in the omnibus appropriations package a change to the INS's registry date that would have allowed those in the country prior to January 1982 to apply to for legal permanent residency. We were unsuccessful.
- We have engaged in discussions with the Department of Justice to determine whether there are any administrative options that could appropriately address the concerns of those who were deterred from applying for amnesty during the 1987-88 window.

Hondurans

- As you know, the Administration fought hard to achieve greater fairness for all foreign nationals, including Hondurans, with pending immigration cases who were adversely affected by the 1996 changes in rules related to suspension of deportation. While we were pleased that the Congress decided to offer relief to some nationalities through NACARA, we were disappointed that others were left out. We will continue to urge Congress to reconsider the exclusion of these other groups..
- In addition, we agree that our immigration and refugee policies should treat similarly situated people similarly. After careful review, we have concluded that some of the Hondurans who came to the U.S. during the 1980s share some of the characteristics of those Salvadoran and Guatemalan who also sought the protection of the U.S. during that period.
- Thus, we are prepared to work with Congress to develop an appropriate legislative solution for those Hondurans who are in the same position as Salvadorans and Guatemalans granted relief under NACARA.
- However, we continue to hold the view that the situation of Hondurans in the United States does not warrant the exercise of the President's extraordinary authority to direct the Attorney General to delay their deportation.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Devorah R. Adler (CN=Devorah R. Adler/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME:29-OCT-1998 21:51:14.00

SUBJECT: weekly report

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

CC: Jeanne Lambrew (CN=Jeanne Lambrew/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Here is the weekly report - please call with any questions.

Devorah
456 5707

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

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D40]MAIL44481820B.326 to ASCII,
The following is a HEX DUMP:

FF575043BA040000010A020100000002050000009413000000020000D027D0FAF18F4E69D8969A

Health Care: Patients' Bill of Rights Event at AFSCME. On Monday, you are scheduled to participate in a roundtable discussion with health care workers and patients on the patients' bill of rights at the Association of Federal, State, County, and Municipal Employees. We are also working with a number of candidates around the country, who have indicated interest in downlinking this event to patients' rights rallies in their districts.

At this event, you will receive a status report from the Vice President outlining how the five Federal agencies with primary jurisdiction over health care have responded to your executive order directing them to ensure that their health plans come into compliance with the patients' bill of rights. This report will underscore that while the Republican Leadership has allowed Congress to adjourn without passing a strong enforceable patients' bill of rights, you are taking every possible action to implement these protections for the 85 million Americans in Federal health plans. You can also reiterate your strong commitment that passing a patients' bill of rights that applies these protections to all health plans is a top priority for you in the next Congress.

Meeting With The Disability Community. Today, Justin Dart and other leaders in the disability community met with us to outline their policy priorities as we begin our preparations for the FY 2000 budget. At this meeting, they expressed their extreme appreciation for your support of the Jeffords-Kennedy work incentive proposal and indicated their commitment to working with the Administration on this and other issues of interest to the disability community. They were also pleased to have their opinions solicited so early in the budget process. DPC and NEC are in the process of exploring other work incentive and long term care initiatives that would provide the disabled with the health care services critical to achieving independence. We will be outlining these options to you in the upcoming weeks.

Pediatric Labeling Initiative. Last year at an event with the First Lady, you announced our intention to release an FDA regulation that would require manufacturers to conduct the necessary studies to provide pediatric labeling information for physicians treating children. This announcement was widely praised by pediatricians and the advocacy community, especially those for children with AIDS. Subsequently, FDA reform legislation was passed with the intention of complimenting this regulation by awarding short term patent extensions to offset the costs incurred by companies undertaking these State studies. Since the enactment of the legislation, the industry has taken the inaccurate and untenable position that the legislation assumes voluntary and not mandatory compliance with these regulations. However, because of the industry's sensitivity about the regulation and their influence over the confirmation of Jane Henney as FDA Commissioner, the final regulation was not published. Now that Dr. Henney has been confirmed, the First Lady's office believes (and we agree) that we should expedite the release of the regulation. Although Dr. Henney strongly supports this regulation, we may want to release it prior to her swearing-in to assure that her first regulatory initiative is not excessively controversial.

October 30, 1998

MEMORANDUM FOR THE PRESIDENT

FROM: Bruce Reed
Elena Kagan

RE: DPC Weekly Report

Health Care -- Patients' Bill of Rights Event at AFSCME: On Monday, you are scheduled to participate in a roundtable discussion with health care workers and patients on the patients' bill of rights at the Association of Federal, State, County, and Municipal Employees. We are also working with a number of candidates around the country, who have indicated interest in downlinking this event to patients' rights rallies in their districts.

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the costs incurred by companies undertaking these State studies. Since the enactment of the legislation, the industry has taken the inaccurate and untenable position that the legislation assumes voluntary and not mandatory compliance with these regulations. However, because of the industry's sensitivity about the regulation and their influence over the confirmation of Jane Henney as FDA Commissioner, the final regulation was not published. Now that Dr. Henney has been confirmed, the First Lady's office believes (and we agree) that we should expedite the release of the regulation. Although Dr. Henney strongly supports this regulation, we may want to release it prior to her swearing-in to assure that her first regulatory initiative is not excessively controversial.

Crime -- Brady/National Instant Criminal Background Check System: This week, the Justice Department will publish the final regulation implementing the Brady National Instant Criminal Background Check System (NICS). Under the NICS, which will go into effect on November 30th, the FBI and/or state points of contact will conduct computerized background checks of **all** prospective guns purchasers (not just handguns). Implementation of the NICS is a significant accomplishment for you and this Administration -- starting with the fight to enact the Brady Bill's passage in 1993, to securing funds to improve state criminal history records, and more recently, thwarting Congressional efforts to undermine Brady's final implementation.

Drugs -- Medical Marijuana: On Wednesday, a letter was released to the press signed by former Presidents Carter, Ford and Bush, stating their opposition to pending state medical marijuana ballot initiatives. Current polls indicate that medical marijuana initiatives will pass in Alaska, Oregon, Washington and the District of Columbia. It is unclear whether the initiative will pass in Nevada. Arizona -- which passed a broad medical marijuana initiative two years ago -- has another ballot initiative which would essentially moot the earlier vote; however, it appears likely that this second measure will fail.

Welfare Reform -- New Jersey Family Cap Study: On Monday, New Jersey will release its latest evaluation of the state's family cap policy. We understand that the major findings in the report, prepared by Rutgers University researchers, are a decrease in births to families on welfare and a small early increase in abortions. Secretary Shalala sent you a memo about the draft Rutgers study in June, pointing out that both New Jersey and HHS had serious methodological concerns with the study. The Department is reviewing the latest study in more detail, but remains concerned with the methodology (in particular, the study may not have controlled sufficiently for other factors that may have had an impact on abortions). A total of 23 states have chosen to adopt a family cap policy since the passage of the welfare reform law (up from 15 states that had waivers to implement this policy).

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:30-OCT-1998 12:48:01.00

SUBJECT: Welfare and Tobacco New Ideas

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

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

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

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

TEXT:

Here are the new ideas memos we gave Paul last night. Since he may need to edit them down for the memo to the President, I thought you might want to see these versions.

welfare

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D48]MAIL48512530U.326 to ASCII,
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E34BCD42A13A5B5BF3925947D8AF40D4107E9A4CE3A1F5B53E18C670F3F9910D7A91CEFABD6CEF

WELFARE REFORM BUDGET IDEAS (October 29, 1998)

Help the Hardest to Employ Move Into Jobs

There are several ways to expand the Administration's efforts to help those who may face greater challenges to making a successful transition from welfare to work, including people with low basic skills, substance abuse problems, and disabilities. We can address these issues both by refocusing the \$3 billion Welfare-to-Work fund and increasing resources through other funding streams and agencies, as described below.

In addition, in order to target resources to the hardest to employ, we may wish to amend the \$1.5 billion Welfare-to-Work program during reauthorization to direct more funds to the highest poverty areas, increase funds for tribes, increase funding for competitive grants, and encourage assistance for two-parent families (many of whom face issues related to literacy, substance abuse and disabilities). We are also exploring whether in the TANF program we could offer additional incentives to the states to invest more of these funds in innovative, work-focused efforts to help those with substance abuse, low literacy, and disabilities make a successful transition from welfare to work.

Increase Employment Opportunities for Individuals with Low Literacy Levels

Historically, individuals with low education levels have remained on welfare longer, and there is an increasing concentration of individuals with English language barriers on the welfare rolls in some places.

- *Set aside within WTW competitive grant funds for work-based literacy projects.* (new policy, should not require legislation) Low education level is currently an eligibility criteria for WTW funds, and a few competitive grants are focusing on work-based approaches to increasing basic skills, for immigrants and other populations. To encourage additional services for individuals who need to learn English and other adults with low basic skills, we could direct DOL to set aside approximately \$100 million of the \$375 million competitive grant funds for work-based literacy projects. A high priority should be given to projects with strong employer involvement. (Cost: None).
- *Create 21st Century Workforce Education Initiative.* (new grant idea submitted by ED, not currently included in their FY 2000 budget proposal). Barriers preventing more adults from participating in Adult Education include time, the need to work, and child care and transportation. Providing access to services on or near the work site that complement work and are supported by employers would greatly assist individuals to raise their literacy levels and succeed in the workplace. Education has proposed grants to help support partnerships of business, labor, and education organizations to improve the basic literacy skills of current or newly hired workers to meet the demands of a global

economy. These should be closely linked to the One-Stop system created under the Workforce Investment Act. While Adult Ed programs are not income-targeted, many of those with the lowest literacy levels are poor and either unemployed or working in low-wage, part-time jobs. Nearly half are black or Hispanic, and one-quarter are immigrants. Adult Ed programs typically require a 25 state match -- we may want to allow this match to be met by employers and/or by WTW and TANF funds. [ED is refining and costing out the proposal for NEC's E&T meeting on 11/6.]

- *Increase funding for Adult Education, including ESL.* There is evidence of large unmet need for adult ed services, particularly for ESL in urban areas and for basic education for out-of-school youth. ED has proposed a \$15 million increase in Adult Ed Basic Grants for FY 2000, from \$385 million in FY 1999 to \$400 million. States provide a 25 percent match, and decide how much of the Adult Ed funds to use for ESL. ED also received \$7 million in FY 1999 for ESL discretionary grants, and has proposed a \$20 million expansion in FY 2000. Within the Department's proposed funding level, or with additional funds, ED could create incentives for states or communities to expand adult basic skills and ESL services to address the long-waiting lists in some areas and also to expand capacity of work-focused ESL. (Cost: Need 5 year cost from Ed)

Increase Employment Opportunities for Individuals with Substance Abuse Problems

Various estimates show at least 20 percent of welfare recipient have substance abuse issues, and this percentage rises within those remaining on the rolls. In general, programs that effectively integrate treatment and welfare to work efforts, and knowledge about how to do so, are both lacking, although a handful of states have developed innovative approaches.

- *Set aside within WTW competitive grants for work-focused substance abuse treatment.* (new policy, should not require legislation) Substance abuse is one of the eligibility criteria for WTW funds and several competitive grants focus specifically on this issue. We could direct DOL to set aside approximately \$100 million within the competitive grants for work-focused substance abuse services. (Cost: None).
- *Support employment-focused substance abuse treatment.* States have flexibility within the SAMHSA block grant to determine which populations to serve and what kind of treatment models to fund. Block grant funding increased significantly in FY 1999 and we believe SAMHSA is proposing another significant increase in FY 2000. In order to encourage the development of innovative programs that effectively combine treatment and work, there is a need for new models, better information about promising practices, and better information about available resources that can be tapped to expand capacity (including TANF and WTW funds). SAMHSA awards targeted capacity grants to communities who demonstrate the need to target specific substance abuse issues. We could target a certain portion of these grants to communities who propose work-focused

treatment models, with priority to joint applications from treatment providers and TANF or WTW agencies. This initiative would be accompanied by a technical assistance/best practices effort for states and communities, jointly funded and managed by DOL, SAMHSA and ACF. We are also exploring how to focus prevention efforts on children in TANF families. (Cost: grants within current funding levels, \$1 million for technical assistance).

Increase Employment Opportunities for Individuals with Disabilities

There are a significant number of things we can do to help people with disabilities who are on TANF, SSI, or SSDI go to work.

- *Set aside within WTW competitive grants for employment services for welfare recipients with disabilities.* (new policy, should not require legislation) While disability is not a specific eligibility criteria for WTW funds, there is a close correlation with other hard-to-serve factors. For example, a learning disability may contribute to a poor work history or low education level. Several non-profit competitive grantees are focusing on this population, and several states have formed good partnerships between their TANF and Vocational Rehabilitation services. To attract additional communities and providers to develop innovative approaches, we could direct DOL to set aside approximately \$100 million in competitive grants to help welfare recipients with disabilities get and keep jobs. This would be accompanied by an interagency technical assistance effort to improve coordination across agencies and programs. (Cost: None)
- *New BRIDGE grant program.* In March, you issued an Executive Order directing the federal agencies to create a coordinated and aggressive national policy to increase employment of adults with disabilities. The "Building Resources for Individuals with Disabilities to Gain Employment" ("BRIDGE") program is one of several new proposals to grow out of this effort. BRIDGE is a competitive grant program designed to increase the employment rate of adults with disabilities by fostering integration at the local level of employment-related services and support services to adults with disabilities. (Cost: \$750 million over 5 years)
- *Information and Communication Technologies for People with Disabilities.* NEC has developed draft proposals now being vetted to ensure that new technologies will be designed from the beginning to be accessible to people with disabilities. Ideas include leveraging federal government procurement, investing in R&D, funding industry consortia, training the next generation of engineers (NEC will provide a more detailed write up.)
- *Expanding the Defense Department's "CAP" program.* The Defense Department's Computer Accommodations Program ("CAP") purchases equipment for DOD employees with disabilities to allow them to keep working if they become disabled, or for new employees just joining the workforce. By using a central \$2 million fund for such purchases, individual offices do not have to bear the cost within their own budgets, and are less likely to be deterred from hiring a person with a disability. Making this program available to other agencies has the strong

support of the Administration's appointees with disabilities, in particular for Tony Coelho, chair of the President's Committee on Employment of People with Disabilities. (Cost \$10-\$25 million over five years).

- **Kennedy-Jeffords/Employment-Related Tax Credit.** In addition, the Kennedy-Jeffords legislation, described in the health section, will play a critical role increasing access to health care for people with disabilities returning to work.

Helping New Workers Succeed in the Workforce

Skill Upgrading for Entry Level Workers

As part of its FY 2000 budget request, DOL has proposed amending WTW to allow up to one-third of the WTW funds (\$500 million of the \$1.5 billion) to be used to upgrade the skills of entry level workers. Eligible individuals would include former welfare recipients and other low income individuals who qualify for the EITC, with priority given to certain non-custodial parents. This initiative would be permissive rather than mandatory -- states could opt to use a portion of their formula grant for this expanded purpose and population. Employers would be required to match the federal contribution and commit to hire former welfare recipients for the positions vacated by the upgraded employees. DOL's proposal would provide access to upgrade training to a broader range of entry level workers, not just those who have been on welfare. DOL is currently refining the proposal, but one option is to use \$250 million to help low income/entry level workers upgrade skills so they can move up the career ladder and increase their earnings, and target the other \$250 million for a broader responsible fathers initiative (see below).

Expand Access to Cars for Individuals Moving from Welfare to Work

We continue to pursue several small initiatives that would increase access to cars without having the federal government directly purchase cars for individuals. Possibilities include: 1) Donate surplus federal vehicles to welfare to work programs who could in turn lease or sell them to current and former welfare recipients for whom public transit is not a viable option, including those living in rural areas. This could be modeled after the initiative to donate federal computers to schools. 2) Identify a modest amount of seed money for a new national intermediary established to expand the number of community-based revolving loan programs for low income families to purchase cars (\$5 - \$10 million).

Welfare to Work Tax Credits

See Community Empowerment section.

Connection between TANF and Unemployment Insurance.

While there continues to be substantial interest in this issue, it is probably best considered

within the broader context of UI reform. DOL's FY 2000 budget has a placeholder for UI reform, and OMB is convening a discussion on the issue later this week.

Additional Welfare-to-Work Housing Vouchers.

See Community Empowerment section.

Full Funding for Job Access and Reverse Commute Grants.

The Omnibus Budget Act appropriated \$75 million for FY 1999 (\$25 million above the FY 1999 guaranteed funding level). TEA-21 set guaranteed funding from the Highway Trust Fund at \$60 million for FY 2000. DOT has requested \$150 million in its FY 2000 budget. We may also want to pursue a legislative change to the way funds flow to tribal areas -- currently, states must select tribes as applicants.

Promote Responsible Fatherhood

Responsible Fatherhood Grants

There is growing interest at all levels of government and across a broad spectrum of society in helping fathers be responsibly involved in their children's lives through both financial and emotional support. Increasing the employment and earnings of low income fathers will increase the financial support they can provide for their children. This support is particularly critical for children whose custodial parents are moving from welfare to work. These fathers are generally motivated to work, but they tend to have intermittent, low-paying jobs. They also have high rates of involvement with the criminal justice system. Employment efforts should therefore focus on helping these fathers succeed and advance in the formal workforce through a combination of retention and rapid re-employment services, and work-based skill upgrading.

We continue to work through a number of funding and scope issues, but one option would be to designate \$250 million from the WTW funds that could be matched by TANF and child support funds. Funds could be allocated on a formula basis to states who submit a joint plan from their TANF, child support, and WTW agencies. This plan would identify a local service delivery approach that ensured involvement of appropriate local stakeholders, including community-based organizations. While the primary focus would be employment, funds could also be used to support parenting, peer support, mediation and other services for fathers who were participating in work and cooperating with child support. States could propose innovative modifications to the child support system to remove barriers preventing the system from working appropriately for this population. We might also consider expanding funding for Access and Visitation grants for fathers who are 'playing by the rules', i.e. paying their child support obligations and participating in activities to increase their employment. For equity reasons, it may be appropriate to allow some level of service to any low income father who is supporting

his children (whether living with them or not), but the primary focus could be non-custodial fathers (or parents) whose children are current or former TANF recipients.

Congressman Shaw is expected to reintroduce his Fathers Count block grant proposal next session and this grant proposal could be a basis for developing a bipartisan initiative. He proposed \$2 billion over 5 years, beginning with \$200 million in Year 1, growing \$100 million per year to \$500 million in Year 5.

Other options for expanding the federal focus on low income fathers include: requiring states to serve a certain proportion of fathers in their formula grant programs or designating a competitive grant set-aside. We could also broaden WTW eligibility criteria to include any non-custodial parent of a child on welfare who needs employment assistance in order to meet their child support responsibilities (currently, the father needs to meet the WTW hard-to-serve criteria).

Any fathers initiative should be accompanied by a strong interagency technical assistance and evaluation component since this is a relatively new field. We could direct HHS and DOL to identify existing resources, or request approximately \$5 million in FY 2000 funding, for: a how-to guidebook that compiles lessons from past programs, promising practices, and resource information; electronic clearing house with links to research, existing programs, and resources with an interactive forum for information; and an 800 number communities can call for information. It may also be appropriate for DOJ and HUD to participate.

Child Support Law Enforcement Initiative

This initiative will increase the prosecution of egregious child support violators by establishing multi-agency investigative teams to identify, analyze, and investigate cases for prosecution. This investigative effort will result in more cases being referred to the U.S. Attorney offices ready to prosecute. HHS's Office of Child Support Enforcement, Office of the Inspector General, and Office of Investigations, working with state and local law enforcement and child support agencies, have already launched a pilot project in Columbus Ohio, which will cover 5 states (Illinois, Indiana, Michigan, Minnesota, and Ohio). This proposal would put these units in place all across the nation within the next several years. Additionally, it would provide paralegals dedicated to child support cases to the 83 U.S. Attorneys offices that do not now have them. In July, you signed into law the Deadbeat Parents Punishment Act, creating two new categories of felonies for the most egregious child support evaders. (Cost: about \$10 million over 5 years).

WELFARE REFORM BUDGET IDEAS (October 29, 1998)

Help the Hardest to Employ Move Into Jobs

There are several ways to expand the Administration's efforts to help those who may face greater challenges to making a successful transition from welfare to work, including people with low basic skills, substance abuse problems, and disabilities. We can address these issues both by refocusing the \$3 billion Welfare-to-Work fund and increasing resources through other funding streams and agencies, as described below.

In addition, in order to target resources to the hardest to employ, we may wish to amend the \$1.5 billion Welfare-to-Work program during reauthorization to direct more funds to the highest poverty areas, increase funds for tribes, increase funding for competitive grants, and encourage assistance for two-parent families (many of whom face issues related to literacy, substance abuse and disabilities). We are also exploring whether in the TANF program we could offer additional incentives to the states to invest more of these funds in innovative, work-focused efforts to help those with substance abuse, low literacy, and disabilities make a successful transition from welfare to work.

Increase Employment Opportunities for Individuals with Low Literacy Levels

Historically, individuals with low education levels have remained on welfare longer, and there is an increasing concentration of individuals with English language barriers on the welfare rolls in some places.

- *Set aside within WTW competitive grant funds for work-based literacy projects.* (new policy, should not require legislation) Low education level is currently an eligibility criteria for WTW funds, and a few competitive grants are focusing on work-based approaches to increasing basic skills, for immigrants and other populations. To encourage additional services for individuals who need to learn English and other adults with low basic skills, we could direct DOL to set aside approximately \$100 million of the \$375 million competitive grant funds for work-based literacy projects. A high priority should be given to projects with strong employer involvement. (Cost: None).
- *Create 21st Century Workforce Education Initiative.* (new grant idea submitted by ED, not currently included in their FY 2000 budget proposal). Barriers preventing more adults from participating in Adult Education include time, the need to work, and child care and transportation. Providing access to services on or near the work site that complement work and are supported by employers would greatly assist individuals to raise their literacy levels and succeed in the workplace. Education has proposed grants to help support partnerships of business, labor, and education organizations to improve the basic literacy skills of current or newly hired workers to meet the demands of a global

economy. These should be closely linked to the One-Stop system created under the Workforce Investment Act. While Adult Ed programs are not income-targeted, many of those with the lowest literacy levels are poor and either unemployed or working in low-wage, part-time jobs. Nearly half are black or Hispanic, and one-quarter are immigrants. Adult Ed programs typically require a 25 state match -- we may want to allow this match to be met by employers and/or by WTW and TANF funds. [ED is refining and costing out the proposal for NEC's E&T meeting on 11/6.]

- ***Increase funding for Adult Education, including ESL.*** There is evidence of large unmet need for adult ed services, particularly for ESL in urban areas and for basic education for out-of-school youth. ED has proposed a \$15 million increase in Adult Ed Basic Grants for FY 2000, from \$385 million in FY 1999 to \$400 million. States provide a 25 percent match, and decide how much of the Adult Ed funds to use for ESL. ED also received \$7 million in FY 1999 for ESL discretionary grants, and has proposed a \$20 million expansion in FY 2000. Within the Department's proposed funding level, or with additional funds, ED could create incentives for states or communities to expand adult basic skills and ESL services to address the long-waiting lists in some areas and also to expand capacity of work-focused ESL. (Cost: Need 5 year cost from Ed)

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Various estimates show at least 20 percent of welfare recipient have substance abuse issues, and this percentage rises within those remaining on the rolls. In general, programs that effectively integrate treatment and welfare to work efforts, and knowledge about how to do so, are both lacking, although a handful of states have developed innovative approaches.

- ***Set aside within WTW competitive grants for work-focused substance abuse treatment.*** (new policy, should not require legislation) Substance abuse is one of the eligibility criteria for WTW funds and several competitive grants focus specifically on this issue. We could direct DOL to set aside approximately \$100 million within the competitive grants for work-focused substance abuse services. (Cost: None).
- ***Support employment-focused substance abuse treatment.*** States have flexibility within the SAMHSA block grant to determine which populations to serve and what kind of treatment models to fund. Block grant funding increased significantly in FY 1999 and we believe SAMHSA is proposing another significant increase in FY 2000. In order to encourage the development of innovative programs that effectively combine treatment and work, there is a need for new models, better information about promising practices, and better information about available resources that can be tapped to expand capacity (including TANF and WTW funds). SAMHSA awards targeted capacity grants to communities who demonstrate the need to target specific substance abuse issues. We could target a certain portion of these grants to communities who propose work-focused

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- *New BRIDGE grant program.* In March, you issued an Executive Order directing the federal agencies to create a coordinated and aggressive national policy to increase employment of adults with disabilities. The "Building Resources for Individuals with Disabilities to Gain Employment" ("BRIDGE") program is one of several new proposals to grow out of this effort. BRIDGE is a competitive grant program designed to increase the employment rate of adults with disabilities by fostering integration at the local level of employment-related services and support services to adults with disabilities. (Cost: \$750 million over 5 years)
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support of the Administration's appointees with disabilities, in particular for Tony Coelho, chair of the President's Committee on Employment of People with Disabilities. (Cost \$10-\$25 million over five years).

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Helping New Workers Succeed in the Workforce

Skill Upgrading for Entry Level Workers

As part of its FY 2000 budget request, DOL has proposed amending WTW to allow up to one-third of the WTW funds (\$500 million of the \$1.5 billion) to be used to upgrade the skills of entry level workers. Eligible individuals would include former welfare recipients and other low income individuals who qualify for the EITC, with priority given to certain non-custodial parents. This initiative would be permissive rather than mandatory -- states could opt to use a portion of their formula grant for this expanded purpose and population. Employers would be required to match the federal contribution and commit to hire former welfare recipients for the positions vacated by the upgraded employees. DOL's proposal would provide access to upgrade training to a broader range of entry level workers, not just those who have been on welfare. DOL is currently refining the proposal, but one option is to use \$250 million to help low income/entry level workers upgrade skills so they can move up the career ladder and increase their earnings, and target the other \$250 million for a broader responsible fathers initiative (see below).

Expand Access to Cars for Individuals Moving from Welfare to Work

We continue to pursue several small initiatives that would increase access to cars without having the federal government directly purchase cars for individuals. Possibilities include: 1) Donate surplus federal vehicles to welfare to work programs who could in turn lease or sell them to current and former welfare recipients for whom public transit is not a viable option, including those living in rural areas. This could be modeled after the initiative to donate federal computers to schools. 2) Identify a modest amount of seed money for a new national intermediary established to expand the number of community-based revolving loan programs for low income families to purchase cars (\$5 - \$10 million).

Welfare to Work Tax Credits

See Community Empowerment section.

Connection between TANF and Unemployment Insurance.

While there continues to be substantial interest in this issue, it is probably best considered

within the broader context of UI reform. DOL's FY 2000 budget has a placeholder for UI reform, and OMB is convening a discussion on the issue later this week.

Additional Welfare-to-Work Housing Vouchers.

See Community Empowerment section.

Full Funding for Job Access and Reverse Commute Grants.

The Omnibus Budget Act appropriated \$75 million for FY 1999 (\$25 million above the FY 1999 guaranteed funding level). TEA-21 set guaranteed funding from the Highway Trust Fund at \$60 million for FY 2000. DOT has requested \$150 million in its FY 2000 budget. We may also want to pursue a legislative change to the way funds flow to tribal areas -- currently, states must select tribes as applicants.

Promote Responsible Fatherhood

Responsible Fatherhood Grants

There is growing interest at all levels of government and across a broad spectrum of society in helping fathers be responsibly involved in their children's lives through both financial and emotional support. Increasing the employment and earnings of low income fathers will increase the financial support they can provide for their children. This support is particularly critical for children whose custodial parents are moving from welfare to work. These fathers are generally motivated to work, but they tend to have intermittent, low-paying jobs. They also have high rates of involvement with the criminal justice system. Employment efforts should therefore focus on helping these fathers succeed and advance in the formal workforce through a combination of retention and rapid re-employment services, and work-based skill upgrading.

We continue to work through a number of funding and scope issues, but one option would be to designate \$250 million from the WTW funds that could be matched by TANF and child support funds. Funds could be allocated on a formula basis to states who submit a joint plan from their TANF, child support, and WTW agencies. This plan would identify a local service delivery approach that ensured involvement of appropriate local stakeholders, including community-based organizations. While the primary focus would be employment, funds could also be used to support parenting, peer support, mediation and other services for fathers who were participating in work and cooperating with child support. States could propose innovative modifications to the child support system to remove barriers preventing the system from working appropriately for this population. We might also consider expanding funding for Access and Visitation grants for fathers who are 'playing by the rules', i.e. paying their child support obligations and participating in activities to increase their employment. For equity reasons, it may be appropriate to allow some level of service to any low income father who is supporting

his children (whether living with them or not), but the primary focus could be non-custodial fathers (or parents) whose children are current or former TANF recipients.

Congressman Shaw is expected to reintroduce his Fathers Count block grant proposal next session and this grant proposal could be a basis for developing a bipartisan initiative. He proposed \$2 billion over 5 years, beginning with \$200 million in Year 1, growing \$100 million per year to \$500 million in Year 5.

Other options for expanding the federal focus on low income fathers include: requiring states to serve a certain proportion of fathers in their formula grant programs or designating a competitive grant set-aside. We could also broaden WTW eligibility criteria to include any non-custodial parent of a child on welfare who needs employment assistance in order to meet their child support responsibilities (currently, the father needs to meet the WTW hard-to-serve criteria).

Any fathers initiative should be accompanied by a strong interagency technical assistance and evaluation component since this is a relatively new field. We could direct HHS and DOL to identify existing resources, or request approximately \$5 million in FY 2000 funding, for: a how-to guidebook that compiles lessons from past programs, promising practices, and resource information; electronic clearing house with links to research, existing programs, and resources with an interactive forum for information; and an 800 number communities can call for information. It may also be appropriate for DOJ and HUD to participate.

Child Support Law Enforcement Initiative

This initiative will increase the prosecution of egregious child support violators by establishing multi-agency investigative teams to identify, analyze, and investigate cases for prosecution. This investigative effort will result in more cases being referred to the U.S. Attorney offices ready to prosecute. HHS's Office of Child Support Enforcement, Office of the Inspector General, and Office of Investigations, working with state and local law enforcement and child support agencies, have already launched a pilot project in Columbus Ohio, which will cover 5 states (Illinois, Indiana, Michigan, Minnesota, and Ohio). This proposal would put these units in place all across the nation within the next several years. Additionally, it would provide paralegals dedicated to child support cases to the 83 U.S. Attorneys offices that do not now have them. In July, you signed into law the Deadbeat Parents Punishment Act, creating two new categories of felonies for the most egregious child support evaders. (Cost: about \$10 million over 5 years).

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:30-OCT-1998 12:54:17.00

SUBJECT: Welfare and Tobacco New Ideas

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

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

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

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

TEXT:

Here are the new ideas memos we gave Paul last night. Since he may need to edit them down for the memo to the President, I thought you might want to see these versions.

tobacco
welfare

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D90]MAIL49762530I.326 to ASCII,
The following is a HEX DUMP:

FF5750435A040000010A02010000000205000000BB51000000020000BD0DEEA312B6F3C100789C

Tobacco Budget Provisions (October 29, 1998)

Overview

Our FY 2000 budget should be part of a multi-pronged effort to reduce teen tobacco use, involving possible settlements and executive actions. In this effort, we should maintain our commitment to comprehensive tobacco legislation while moving forward incrementally when we can. We should simplify our proposal where possible and combine it with more popular initiatives (tax cuts, law enforcement, health care).

The budget could contain a tobacco price increase devoted to the following five purposes:

- 1) Anti-drug and anti-tobacco counteradvertising and public education campaigns;
- 2) Health care, including smoking cessation, drug treatment, long-term care tax credit, and Medicare;
- 3) Scientific research at the National Institutes of Health;
- 4) Law enforcement efforts to crack down on illegal drugs and underage tobacco use and to prevent smuggling and drug trafficking; and
- 5) Assistance to tobacco farmers and their families.

In addition, the budget could include a provision waiving federal Medicaid recoupment allowing states to keep their share of state settlement funds if they commit to spend the half of the proceeds on a menu of programs (child care, child welfare, the maternal and child health block grant, the substance abuse block grant, the safe and drug free schools program, Eisenhower education grants, and the state match for the children's health insurance program), perhaps requiring, as the Kerry-Bond amendment did, that half the restricted funds be used for child care.

We could also include personal responsibility provisions, requiring states that accept these funds to make minors complete an anti-smoking, anti-drug, and anti-alcohol class prior to receiving a driver's license and suspend minors' licenses if they are found possessing, purchasing, or attempting to purchase drugs, alcohol, or tobacco.

In the process of pushing for comprehensive legislation, we should engage new groups of potential supporters, including: 1) the elderly and disabled organizations that support long-term care tax credits and Medicare solvency; 2) the pharmaceutical companies which produce smoking cessation products; 3) the American Medical Association and other health professional organizations.

Emphasizing the health aspects of the tobacco bill could help us gain public support. Polls conducted in late June found 61 percent of people said cigarette prices should be raised as a public health effort to provide billions of dollars to the public health system in return for the medical costs caused by smoking, while only 44 percent said they should be raised because this is the one of the best ways to cut down on teenage smoking.

Anti-Drug and Anti-Tobacco Counteradvertising and Public Education

We should propose to fund a national tobacco counteradvertising campaign like that currently underway for drugs that would develop new ads and purchase enough media time to reach teens several times a week. This media campaign should be coupled with coordinated state, community, and school-based anti-tobacco education and prevention efforts. (Cost: \$2.5 - \$5.0 billion over 5 years)

This effort will include HHS's plans to make tobacco industry documents more accessible, as outlined in the President's July 1998 directive (Cost: to be determined) and expand the National Survey on Drug Abuse to collect improved data on teen tobacco use, including brand-specific data, as outlined in the President's June 1998 directive. (Cost: approximately \$20 million over 5 years).

Health Care

Tobacco Cessation. Each year, 20 million smokers attempt to quit, but only 1 million, or 5 percent, succeed. More than 90 percent smokers who attempt to quit do so on their own, and the vast majority fail within 2 to 3 days. However, research shows that effective cessation methods could raise success rates to 10-20 percent (over 2 million people annually). Successful smoking cessation efforts can reduce the number of young people that take up smoking and can reduce the health effects for children, such as asthma and SIDS, of parents smoking.

A full course of one of the five cessation treatments (gum, patch, nasal spray, inhaler, or pill (Zyban)) costs around \$200-300. However, less than half of managed care organizations provide coverage of any AHCPR-approved therapies, and those that provide coverage may impose cost-sharing requirements that hinder access to treatment. In fact, a study published in September in the New England Journal of Medicine found that smokers were four times more likely to quit if their health insurance plan paid the full rather than half the cost of smoking cessation services.

Our priority should be to make smoking cessation products fully available to individuals receiving health care through federally funded health programs (Medicaid, Medicare, community health centers, FEHBP, DOD, and Veterans health):

- **New Department of Defense anti-tobacco plan.** This comprehensive anti-tobacco plan to increase military readiness will likely include covering over-the-counter nicotine replacement therapies under military health care coverage as part of a comprehensive military-wide anti-tobacco plan. (Cost: \$300 million over 5 years)
- **Veterans.** We should re-propose the plan from the President's 1999 budget which created a new discretionary program open to all veterans who began using tobacco products while in the service, regardless of their eligibility for other VA health care services (currently less than 15 percent of veterans receive their health care through the

VA system because of statutory limits --veterans must be low income or have a service-related injury.) Thirty-six percent of the 25 million veterans in this country smoke. (Cost: \$435 million over 5 years).

- **Federal Employees Health Benefit Program.** We could require enhanced coverage of smoking cessation services, either by raising coverage limits (now only \$100 for most fee for service plans) or waiving deductible and copayments. This would be done outside of the budget, but would have to occur in the spring as part of OPM's annual letter to contracting plans, establishing the terms for the following year of coverage. (Cost: None)

- **Medicare.** Any Medicare prescription drug plan (see health proposals) would provide prescription cessation products.

- **Medicaid coverage.** Currently, smoking cessation prescription and non-prescription drugs are optional state benefits under the Medicaid statute. We could propose to require states to cover cessation, as the McCain bill did. Alternatively, we could propose an enhanced 90 percent federal matching rate for smoking cessation treatments, as the Hansen-Meehan bill did. (Cost \$110-120 million over 5 years)

- **Health Clinics and Community Health Centers.** Funding should be provided to ensure cessation products and services are available to patients in community health centers, migrant health centers, and state health department clinics (Cost: XX)

And to encourage cessation for those with employer-based insurance:

- **State Health Department Capacity.** Funding should be provided for the CDC to work with states to develop comprehensive cessation programs (Cost: up to XX)

- **Provider Training and Guidelines.** Funding should be provided to the Agency for Health Care Policy and Research to update and further disseminate tobacco cessation guidelines. (Cost: up to XX)

- **Anti-tobacco workplace initiatives by DOL and OPM.** DOL could expand its drug-free workplace initiative to provide information to employers on steps they can take to reduce tobacco use among employees. OPM could disseminate a model workplace cessation program for all federal agencies. (Cost: about \$100,000)

- **Tax Treatment.** Currently, the cost of cessation treatment cannot be claimed as a deductible medical expense because the IRS does not recognize smoking or tobacco addiction as a disease. The IRS has indicated in written opinions that an official medical authority classification of smoking as a disease would allow cessation to be deducted. This would be done outside of the budget. (Cost: None)

Drug Treatment

See discussion in the crime section.

Long-Term Care Tax Credit

See discussion in health section.

Medicare

In addition to the Medicare modernization options outlined in health section, we could also propose to dedicate tobacco funds to the Medicare trust fund, something fiscal conservatives like Domenici urged us to do last year.

Scientific Research

As noted in the health care section, your FY 1999 budget includes historic increases in the NIH and Congress funded the NIH at even higher levels (an historic \$2 billion increase this year). You could either continue to fund this research at historic levels or you may wish to propose less to make room for other priorities (Cost: \$300 million to \$1 billion).

Law Enforcement

Tobacco

Our budget should include funding for federal, state, and local law enforcement to enforce tobacco sales restrictions and prevent smuggling. (Cost: \$1.7 - \$3.5 billion over five years)

Drugs

See the crime section.

Tobacco Farmers

The budget should include a placeholder equal to the amount of the Ford proposal (\$28.5 billion over 25 years). (Cost: \$7-\$11 billion over five years).

Price Increase

We have several types of price increases we could propose:

- 1) Lump sum assessment, imposed on companies according to market share, combined with

industry-wide and company-specific lookbacks (McCain bill).

2) A per pack tax coupled with industry-wide and company-specific lookbacks.

3) A tax levied on each company based on the number of children that smoke their product.

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While there continues to be substantial interest in this issue, it is probably best considered

within the broader context of UI reform. DOL's FY 2000 budget has a placeholder for UI reform, and OMB is convening a discussion on the issue later this week.

Additional Welfare-to-Work Housing Vouchers.

See Community Empowerment section.

Full Funding for Job Access and Reverse Commute Grants.

The Omnibus Budget Act appropriated \$75 million for FY 1999 (\$25 million above the FY 1999 guaranteed funding level). TEA-21 set guaranteed funding from the Highway Trust Fund at \$60 million for FY 2000. DOT has requested \$150 million in its FY 2000 budget. We may also want to pursue a legislative change to the way funds flow to tribal areas -- currently, states must select tribes as applicants.

Promote Responsible Fatherhood

Responsible Fatherhood Grants

There is growing interest at all levels of government and across a broad spectrum of society in helping fathers be responsibly involved in their children's lives through both financial and emotional support. Increasing the employment and earnings of low income fathers will increase the financial support they can provide for their children. This support is particularly critical for children whose custodial parents are moving from welfare to work. These fathers are generally motivated to work, but they tend to have intermittent, low-paying jobs. They also have high rates of involvement with the criminal justice system. Employment efforts should therefore focus on helping these fathers succeed and advance in the formal workforce through a combination of retention and rapid re-employment services, and work-based skill upgrading.

We continue to work through a number of funding and scope issues, but one option would be to designate \$250 million from the WTW funds that could be matched by TANF and child support funds. Funds could be allocated on a formula basis to states who submit a joint plan from their TANF, child support, and WTW agencies. This plan would identify a local service delivery approach that ensured involvement of appropriate local stakeholders, including community-based organizations. While the primary focus would be employment, funds could also be used to support parenting, peer support, mediation and other services for fathers who were participating in work and cooperating with child support. States could propose innovative modifications to the child support system to remove barriers preventing the system from working appropriately for this population. We might also consider expanding funding for Access and Visitation grants for fathers who are 'playing by the rules', i.e. paying their child support obligations and participating in activities to increase their employment. For equity reasons, it may be appropriate to allow some level of service to any low income father who is supporting

his children (whether living with them or not), but the primary focus could be non-custodial fathers (or parents) whose children are current or former TANF recipients.

Congressman Shaw is expected to reintroduce his Fathers Count block grant proposal next session and this grant proposal could be a basis for developing a bipartisan initiative. He proposed \$2 billion over 5 years, beginning with \$200 million in Year 1, growing \$100 million per year to \$500 million in Year 5.

Other options for expanding the federal focus on low income fathers include: requiring states to serve a certain proportion of fathers in their formula grant programs or designating a competitive grant set-aside. We could also broaden WTW eligibility criteria to include any non-custodial parent of a child on welfare who needs employment assistance in order to meet their child support responsibilities (currently, the father needs to meet the WTW hard-to-serve criteria).

Any fathers initiative should be accompanied by a strong interagency technical assistance and evaluation component since this is a relatively new field. We could direct HHS and DOL to identify existing resources, or request approximately \$5 million in FY 2000 funding, for: a how-to guidebook that compiles lessons from past programs, promising practices, and resource information; electronic clearing house with links to research, existing programs, and resources with an interactive forum for information; and an 800 number communities can call for information. It may also be appropriate for DOJ and HUD to participate.

Child Support Law Enforcement Initiative

This initiative will increase the prosecution of egregious child support violators by establishing multi-agency investigative teams to identify, analyze, and investigate cases for prosecution. This investigative effort will result in more cases being referred to the U.S. Attorney offices ready to prosecute. HHS's Office of Child Support Enforcement, Office of the Inspector General, and Office of Investigations, working with state and local law enforcement and child support agencies, have already launched a pilot project in Columbus Ohio, which will cover 5 states (Illinois, Indiana, Michigan, Minnesota, and Ohio). This proposal would put these units in place all across the nation within the next several years. Additionally, it would provide paralegals dedicated to child support cases to the 83 U.S. Attorneys offices that do not now have them. In July, you signed into law the Deadbeat Parents Punishment Act, creating two new categories of felonies for the most egregious child support evaders. (Cost: about \$10 million over 5 years).

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:30-OCT-1998 14:09:33.00

SUBJECT: revised weekly w/ a public charge update

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

TEXT:

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

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D49]MAIL48169530N.326 to ASCII,
The following is a HEX DUMP:

FF57504320100000010A02010000000205000000BB3700000002000009E0F7DB51444C37C7A88AC

October 30, 1998

MEMORANDUM FOR THE PRESIDENT

FROM: Bruce Reed
Elena Kagan

RE: DPC Weekly Report

Immigration/Welfare -- Public Charge: Last week, we anticipated that by November 1st we would have the guidance completed that instructs INS inspectors and State Department consular officers to disregard prior or current receipt of Medicaid, CHIP, and/or Food Stamps when determining whether an immigrant is likely to become a public charge (unless an alien has received institutionalized care funded by Medicaid). However, the Justice Department has identified a legal question regarding the intersection of the new binding affidavit of support and rules for deportation as a public charge that should be resolved before issuing comprehensive guidance. We considered issuing a general policy statement in advance of the guidance announcing our decision with regard to Medicaid/CHIP and Food Stamps, but immigration advocates urged us not to make any statements until we are prepared to respond to detailed questions on all of the particulars of the guidance (to minimize confusion in the immigrant communities). We expect to have all of the issues resolved shortly.

Health Care -- Patients' Bill of Rights Event at AFSCME: On Monday, you are scheduled to participate in a roundtable discussion with health care workers and patients on the patients' bill of rights at the Association of Federal, State, County, and Municipal Employees. We are also working with a number of candidates around the country, who have indicated interest in downlinking this event to patients' rights rallies in their districts.

At this event, you will receive a status report from the Vice President outlining how the five Federal agencies with primary jurisdiction over health care have responded to your executive order directing them to ensure that their health plans come into compliance with the patients' bill of rights. This report will underscore that while the Republican Leadership has allowed Congress to adjourn without passing a strong enforceable patients' bill of rights, you are taking every possible action to implement these protections for the 85 million Americans in Federal health plans. You can also reiterate your strong commitment that passing a patients' bill of rights that applies these protections to all health plans is a top priority for you in the next Congress.

Health Care -- Meeting With The Disability Community: This week, Justin Dart and other leaders in the disability community met with us to outline their policy priorities as we begin

our preparations for the FY 2000 budget. At this meeting, they expressed their extreme appreciation for your support of the Jeffords-Kennedy work incentive proposal and indicated their commitment to working with the Administration on this and other issues of interest to the disability community. They were also pleased to have their opinions solicited so early in the budget process. DPC and NEC are in the process of exploring other work incentive and long term care initiatives that would provide the disabled with the health care services critical to achieving independence. We will be outlining these options to you in the upcoming weeks.

Health Care -- Pediatric Labeling Initiative: Last year at an event with the First Lady, you announced our intention to release an FDA regulation that would require manufacturers to conduct the necessary studies to provide pediatric labeling information for physicians treating children. This announcement was widely praised by pediatricians and the advocacy community, especially those for children with AIDS. Subsequently, FDA reform legislation was passed with the intention of complimenting this regulation by awarding short term patent extensions to offset the costs incurred by companies undertaking these State studies. Since the enactment of the legislation, the industry has taken the inaccurate and untenable position that the legislation assumes voluntary and not mandatory compliance with these regulations. However, because of the industry's sensitivity about the regulation and their influence over the confirmation of Jane Henney as FDA Commissioner, the final regulation was not published. Now that Dr. Henney has been confirmed, the First Lady's office believes (and we agree) that we should expedite the release of the regulation. Although Dr. Henney strongly supports this regulation, we may want to release it prior to her swearing-in to assure that her first regulatory initiative is not excessively controversial.

Crime -- Brady/National Instant Criminal Background Check System: This week, the Justice Department will publish the final regulation implementing the Brady National Instant Criminal Background Check System (NICS). Under the NICS, which will go into effect on November 30th, the FBI and/or state points of contact will conduct computerized background checks of **all** prospective guns purchasers (not just handguns). Implementation of the NICS is a significant accomplishment for you and this Administration -- starting with the fight to enact the Brady Bill's passage in 1993, to securing funds to improve state criminal history records, and more recently, thwarting Congressional efforts to undermine Brady's final implementation.

Drugs -- Medical Marijuana: On Wednesday, a letter was released to the press signed by former Presidents Carter, Ford and Bush, stating their opposition to pending state medical marijuana ballot initiatives. Current polls indicate that medical marijuana initiatives will pass in Alaska, Oregon, Washington and the District of Columbia. It is unclear whether the initiative will pass in Nevada. Arizona -- which passed a broad medical marijuana initiative two years ago -- has another ballot initiative which would essentially moot the earlier vote; however, it appears likely that this second measure will fail.

Welfare Reform -- New Jersey Family Cap Study: On Monday, New Jersey will release its latest evaluation of the state's family cap policy. We understand that the major

findings in the report, prepared by Rutgers University researchers, are a decrease in births to families on welfare and a small early increase in abortions. Secretary Shalala sent you a memo about the draft Rutgers study in June, pointing out that both New Jersey and HHS had serious methodological concerns with the study. The Department is reviewing the latest study in more detail, but remains concerned with the methodology (in particular, the study may not have controlled sufficiently for other factors that may had an impact on abortions). A total of 23 states have chosen to adopt a family cap policy since the passage of the welfare reform law (up from 15 states that had waivers to implement this policy).

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Karen Tramontano (CN=Karen Tramontano/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:30-OCT-1998 14:24:23.00

SUBJECT: Monday's event

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

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

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

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

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

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

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

TEXT:

AFSMCE knows we are moving the event. They would like us to use their worker --who is a doctor -- DPC -- Chris/Sarah would you call Chuck Lovelace @429-1194 to make sure this testimony works ---

They will also send names for 50 workers per social office to attend --
We will include the other workers in the audience from the other unions --

thanks, karen

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Karen Tramontano (CN=Karen Tramontano/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:30-OCT-1998 14:26:25.00

SUBJECT: Monday's event

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

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

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

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

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

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

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

TEXT:

by the way, john podesta has been updated and is fine w/ the event.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:30-OCT-1998 14:27:50.00

SUBJECT: Tobacco Price Increase

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

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

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

TEXT:

I thought I'd pull together a Treasury-OMB-HHS group early next week to flesh out our options, and starting the scoring of different price increase options, including lookback. I don't think you need to come to this meeting, but I'd like to hear your current views before the meeting and then I'll try back to you more food for thought.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:30-OCT-1998 15:06:42.00

SUBJECT: Wednesday Message Event

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

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

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

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

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

TEXT:

The Scheduling office is desperately looking for a site for a message event on Wednesday where the President can give a lofty "big ideas" speech. Please let me know asap if you have any suggestions or know of any conferences going on Wednesday. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:30-OCT-1998 17:50:15.00

SUBJECT: Additions to our new ideas list

TO: Paul J. Weinstein Jr. (CN=Paul J. Weinstein Jr./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

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

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

TEXT:

Here are a couple things that should be added to our list:

1. Agriculture. A new crop insurance program. The President called for this in radio press conference and it will cost about \$1-\$1.5 billion. This will be a very big deal in rural areas and USDA will make it their top priority.
2. Alcohol and Binge Drinking. The Safe and Drugfree Schools program has requested about \$8 million for best practices and a study on alcohol use on college campuses. We are still working with them to get more details, and to see if we could add on to this.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Jordan Tamagni (CN=Jordan Tamagni/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME:30-OCT-1998 18:54:26.00

SUBJECT: Revised Post-Radio stump

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

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

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

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

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

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

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

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

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

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

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

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

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

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

TEXT:

Draft 10/30/98 6:00pm
Jordan Tamagni

PRESIDENT WILLIAM J. CLINTON
TALKING POINTS FOR GLEN FOREST ELEMENTARY SCHOOL
OVERFLOW EVENT
FALLS CHURCH, VIRGINIA
October 31, 1998

Acknowledgments: Principal Susan Fitz; Fran Jackson (teacher); Lori Kuzniewski [kuz-nin-ski] (Mrs. K., teacher in trailer).

I want to start by wishing all of you a Happy Halloween! You just heard my weekly radio address, but I wanted to talk to you for just a few more minutes about the issues that are at stake in the upcoming election -- and the responsibility every American has to vote.

This is not an ordinary time -- and this is not an ordinary election. The Congress we elect on Tuesday will be the first Congress of the 21st Century. The result of that choice will shape the way we live for years to come.

For nearly six years I have worked to bring this country together, to move it forward, and to be a force for peace and freedom throughout the world. Today, because of the hard work of the American people and the policies we put in place, we have nearly 17 million new jobs ... the lowest unemployment in 28 years ... the highest homeownership in history ... the smallest percentage of our people on welfare in 29 years ... the lowest crime rate in more than five years. And because we have held fast to fiscal responsibility, we have the first balanced budget since Neil Armstrong walked on the moon, and the smallest federal government since John Glenn first orbited the earth.

But this past year, extreme partisanship in Congress threatened the progress we have worked so hard together to make. As I said in my radio address -- we don't need two more years of partisanship -- we need two more years of progress.

We need a Congress that prepares our children for the future by honoring its commitment to put 100,000 teachers in the classroom, modernizing our schools, and insisting on high academic standards -- not a Congress that wants teachers to do their job in trailers. The last Congress tried to slash our investment in education by more than \$2 billion dollars -- we stopped them this year, but next year we need a Congress that strengthens education.

We need a Congress that ensures 75 million Baby Boomers can retire in dignity without burdening our children by saving Social Security first -- not a Congress that wants to squander our hard-won budget surplus on an election year tax plan. And we need a Congress that helps older Americans live longer and healthier lives by passing my plan to let 55 to 65 year olds buy into Medicare.

We need a Congress that gives American families the security they deserve by passing a Patients' Bill of Rights that protects your right to see a specialist, to be treated in the nearest emergency room, and to have the same doctor throughout a course of treatment -- not a Congress that thinks accountants should make medical decisions.

We need a Congress that protects our children from the deadly harm

of tobacco by passing comprehensive legislation that prevents big tobacco companies from targeting their multi-million dollar marketing schemes at teenagers -- not a Congress that would stand by while 3,000 children start smoking every day.

We need a Congress that honors work and family by raising the minimum wage -- not a Congress that stands of the way of higher pay for 12 million Americans.

We need a Congress that restores the American people's faith in government by passing meaningful campaign finance reform -- not a Congress in debt to special interests.

To prepare America for the 21st Century, we need a Congress that puts progress ahead of partisanship. This Tuesday, you have the power to elect that Congress -- but only if you go out and vote.

Thank you, Happy Halloween, and remember to vote!