

NLWJC - KAGAN

EMAILS RECEIVED

ARMS - BOX 091 - FOLDER -001

[03/02/1999 - 03/03/1999]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 2-MAR-1999 09:36:42.00

SUBJECT: Education Meeting

TO: Scott_Fleming (Scott_Fleming @ ed.gov @ inet [UNKNOWN])

READ:UNKNOWN

TO: Mike_Cohen (Mike_Cohen @ ed.gov @ inet [UNKNOWN])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Susan_Frost (Susan_Frost @ ed.gov @ inet [UNKNOWN])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

CC: Ilia V. Velez (CN=Ilia V. Velez/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Bruce Reed will be having an education meeting today at 11:00 a.m. This meeting will be held in his office, 2 Floor/West Wing.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 2-MAR-1999 11:39:50.00

SUBJECT: HHS wants tp for Shalala for tomorrow's D Senate meeting

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: J. Eric Gould (CN=J. Eric Gould/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

I propose we give her what we gave the President for the NGA, (with a few necessary changes in pronouns, etc. because of the change in speaker and audience). I also put on the end the Q&A we did later that day regarding a response to governors who say they took Medicaid out of their suits.

Can you let me know by 4:00 if this plan is OK by you? They need to get them into Shalala's briefing book before she leaves the office for her last meeting of the day. ===== ATTACHMENT 1 =====

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D47]MAIL423043567.036 to ASCII,
The following is a HEX DUMP:

FF57504397050000010A020100000002050000000B2A000000020000528830D5648DCC9D7642CF
8AE234B99D7C25ABDDC1744A5DCA23E0DA5272D97FCAF3DF56CD783C30459213E76F7A5705856B
081FA08CC5FDC5425A7F718035DB1082C6EA4624FEE4B23CF5AD5D6C064DF8B5146371B626A15F

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Talking Points

- The state tobacco settlement is a real step in the right direction.
- I know we all share a commitment to reducing youth smoking. Every day, 3,000 children become regular smokers and 1,000 have their lives shortened as a result.
- We also all share a commitment to protecting tobacco farmers. The President is pleased that the states and industry were able to negotiate a package to compensate farmers and we remain committed to doing more to protect tobacco farmers and their communities.
- While the state settlement is a great first step, the President believe we must do more to protect children and reduce youth smoking. We will continue to push for legislation to increase the price of cigarettes so fewer young people start to smoke, hold the tobacco companies accountable for their youth marketing practices, and reaffirm the Food and Drug Administration's authority to regulate tobacco products. In addition, as you know, the federal government is bringing suit to recover from the tobacco companies the health care costs incurred by Medicare and other federal programs as a result of smoking.
- On the question of tobacco recoupment, we have an obligation under current Medicaid law to recoup the federal share of the tobacco settlement. As you know the federal government pays an average of 57 percent of Medicaid costs, and states routinely reimburse us for the federal share of Medicaid collections.
- But we want you to know that as the President has said all along, he is committed to working with you and with the states to change the law, to enact legislation to settle the federal government's claims in exchange for a commitment by the states to use tobacco money to prevent youth smoking, protect tobacco farmers, improve public health, and assist children. The President's budget specifically assumes no recoupment until FY 2001 so that we can reach an agreement this year. I hope we can start work on this kind of legislation as soon as possible.
- The President will, however, vigorously oppose any legislation which would completely give up the federal share of the states' tobacco settlement -- without any commitment by the states to use these monies to prevent youth smoking, protect tobacco farmers, improve public health, or assist children. We know that most states want to do the right thing with this money, but we also know that Governors and legislatures will come under tremendous pressure to spend this on things that have nothing whatsoever to do with children or tobacco farmers or reducing youth smoking. Look at what happened in the Congress debate last year. It would be a national tragedy if this landmark state settlement went by without any real assurance that we are going to do everything we can to reduce youth smoking and help tobacco farmers.

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Q&A

Q: *Why are you trying to recoup state funds when you are filing a federal lawsuit to obtain reimbursement for federal tobacco-related costs?*

A: These two claims are separate and distinct. Under current law, the federal government cannot pursue Medicaid claims directly; states are under a legal obligation to pursue them and the federal government must recoup its share from the states. The Justice Department litigation will seek reimburse for federal claims outside of Medicaid, including tobacco-related health costs in Medicare, the Federal Employee Health Benefits program, military and veterans benefits, and the Indian Health Service.

Q: **You say you want a commitment from the states to spend the federal share of the state tobacco settlement on certain shared national and state priorities. What exactly do you have in mind?**

A: We are seeking a commitment from the states to use tobacco money to prevent youth smoking, protect tobacco farmers, improve public health, and assist children. The President wants to work with you and the states to devise a specific menu which meets these purposes, as we were able to do last year in the McCain legislation. We will have to rethink some issues this year -- for example the McCain bill had other spending for tobacco prevention and farmers and thus the menu did not include those items. The important thing is that we work together as we did before to construct a menu that works for all of us.

Q: **Our state has agreed to spend all the tobacco funds we receive from the settlement to prevent youth smoking and promote public health. Why should my state have to change its plans to fit a bill written here in Washington?**

A: We want to enact legislation that will enable states like yours to continue your efforts to reduce youth smoking and improve public health. We just want some assurance that every state will use these funds for these important purposes -- that is, to prevent youth smoking, protect tobacco farmers, improve public health, or assist children.

Q: **Our legislature is meeting now and will have to make appropriations over the next two months. We can't wait for months for this legislation to be finished!**

A: We understand your concerns, and couldn't agree more that we should reach agreement and enact this legislation as soon as possible.

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Q. Isn't it contradictory to bring suit against the tobacco companies and try to protect farmers?

A. The President has repeatedly reaffirmed his commitment to protecting tobacco farmers and their communities and believes we can reduce youth smoking and also protect tobacco farmers. He is encouraged that the states and industry were able to agree recently upon a \$5 billion package to compensate farmers. We will continue to work with all parties to ensure the financial well-being of tobacco farmers, their families, and their communities. Farmers who never marketed cigarettes to children and worked hard to sell a legal crop should be protected. If we are successful in this suit, we could use some of the money to make sure farmers are protected.

Q: How do you answer some governors' charges that their settlements were not for Medicaid costs because they took Medicaid out of their suit?

A: The Justice Department has analyzed the issue of tobacco recoupment carefully and concluded that the settlement is for Medicaid claims.

First, states have an obligation under Medicaid law to pursue funds owed to the Medicaid program. Thus, states that sued for tobacco-related health costs should have included tobacco-related Medicaid claims in their suits -- as all or almost all did. Moreover, states cannot sue only for state Medicaid costs; they are obliged by Medicaid law to sue for the federal costs at the same time. Since the federal government pays on average 57 percent of Medicaid claims, the states are obliged to share those recoveries with the federal government.

Second, the states gave up both state and federal Medicaid claims in exchange for the tobacco settlement funds. For example, the November 1998 settlement document releases the tobacco companies from all claims that the states "directly, indirectly, derivatively, or in any other capacity ever had, now have, or hereafter can, shall or may have" against the tobacco companies -- which includes Medicaid claims. Thus all states gave up their Medicaid claims in exchange for the settlement funds they received.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Carolyn T. Wu (CN=Carolyn T. Wu/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 2-MAR-1999 11:27:24.00

SUBJECT: Policy/Message Mtg.

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Maria Echaveste (CN=Maria Echaveste/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: 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: Lael Brainard (CN=Lael Brainard/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Steve Ricchetti (CN=Steve Ricchetti/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

CC: Teresa M. Jones (CN=Teresa M. Jones/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: Peter A. Weissman (CN=Peter A. Weissman/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

CC: Sandra L. Via (CN=Sandra L. Via/OU=OMB/O=EOP @ EOP [OMB])

READ:UNKNOWN

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

READ:UNKNOWN

CC: Sharon H. Yuan (CN=Sharon H. Yuan/OU=OPD/O=EOP @ EOP [OPD])
READ:UNKNOWN

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

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

TEXT:

Karen will be holding a follow-up long term policy/message meeting on Thursday (3/4) at 10:30 AM. Location TBD. She would like paper for review on Wednesday (3/3). Please let me know if you or your principal are unable to attend. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Jason H. Schechter (CN=Jason H. Schechter/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 2-MAR-1999 14:41:30.00

SUBJECT: To the Congress: Report of the Federal Labor Relations Authority for FY 19

TO: Pub_Arch (Pub_Arch [UNKNOWN])

READ:UNKNOWN

TO: Releases (Releases @ pub.pub.whitehouse.gov [UNKNOWN])

READ:UNKNOWN

TO: Releases (Releases @ www3.whitehouse.gov [UNKNOWN])

READ:UNKNOWN

TO: jorszag (jorszag @ doc.gov [UNKNOWN])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Abigail C. Smith (CN=Abigail C. Smith/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Lorrie McHugh (CN=Lorrie McHugh/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: patricia.peart (patricia.peart @ MSNBC.COM [UNKNOWN])

READ:UNKNOWN

TO: jeanne.cummings (jeanne.cummings @ news.wsj.com [UNKNOWN])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Simeona F. Pasquil (CN=Simeona F. Pasquil/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: info (info @ elsoldetexas.com @ inet [UNKNOWN])

READ:UNKNOWN

TO: mpena (mpena @ efeamerica.com @ inet [UNKNOWN])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Neal Sharma (CN=Neal Sharma/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TO: kenneth.prewitt (kenneth.prewitt @ ccMail.census.gov [UNKNOWN])
READ:UNKNOWN

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

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

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

TO: rsimoncol (rsimoncol @ aol.com [UNKNOWN])
READ:UNKNOWN

TO: IGCP (IGCP @ usia.gov [UNKNOWN])
READ:UNKNOWN

TO: Matt Gobush (CN=Matt Gobush/OU=NSC/O=EOP @ EOP [NSC])
READ:UNKNOWN

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

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

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

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

TO: Larry.mcquillan (Larry.mcquillan @ reuters.com [UNKNOWN])
READ:UNKNOWN

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

TO: JOHN.LONGBRAKE (JOHN.LONGBRAKE @ MS01.DO.treas.sprint.com [UNKNOWN])
READ:UNKNOWN

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

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

TO: spage (spage @ usatoday.com [UNKNOWN])
READ:UNKNOWN

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

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

TO: drosen (drosen @ newsweek.com [UNKNOWN])

READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

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

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

TO: Roger V. Salazar (CN=Roger V. Salazar/OU=WHO/O=EOP @ EOP [UNKNOWN])
READ:UNKNOWN

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

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

TO: Sheyda Jahanbani (CN=Sheyda Jahanbani/OU=NSC/O=EOP @ EOP [NSC])
READ:UNKNOWN

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

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

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

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

READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

TO: Elliot J. Diringer (CN=Elliot J. Diringer/OU=CEQ/O=EOP @ EOP [CEQ])
READ:UNKNOWN

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

TO: Walker F. Bass (CN=Walker F. Bass/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: Carmen B. Fowler (CN=Carmen B. Fowler/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

TO: Judithanne V. Scourfield (CN=Judithanne V. Scourfield/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

TO: Sarah S. Knight (CN=Sarah S. Knight/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

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

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

TO: Edwin R. Thomas III (CN=Edwin R. Thomas III/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

TO: tnewell (tnewell @ ostp.eop.gov @ INET @ LNGETWY [WHO])
READ:UNKNOWN

TO: GRIBBEN_J (GRIBBEN_J @ A1 @ CD @ LNGETWY [UNKNOWN]) (WHO)
READ:UNKNOWN

TO: NAPLAN_S (NAPLAN_S @ A1 @ CD @ LNGETWY [UNKNOWN]) (NSC)
READ:UNKNOWN

TO: usnwire (usnwire @ access.digex.com @ inet [UNKNOWN])
READ:UNKNOWN

TO: newsdesk (newsdesk @ usnewswire.com @ inet [UNKNOWN])
READ:UNKNOWN

TO: WOZNIAK_N (WOZNIAK_N @ A1 @ CD @ LNGETWY [UNKNOWN]) (NSC)
READ:UNKNOWN

TO: SULLIVAN_M (SULLIVAN_M @ A1 @ CD @ LNGETWY [UNKNOWN]) (WHO)
READ:UNKNOWN

TO: INFOMGT (INFOMGT @ A1 @ CD @ LNGETWY [UNKNOWN]) (SYS)
READ:UNKNOWN

TO: 62955104 (62955104 @ eln.attmail.com @ inet [UNKNOWN])
READ:UNKNOWN

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

TO: Brian D. Smith (CN=Brian D. Smith/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

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

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

TO: Cynthia M. Jasso-Rotunno (CN=Cynthia M. Jasso-Rotunno/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

TO: Dorian V. Weaver (CN=Dorian V. Weaver/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

TO: Jade L Riley (CN=Jade L Riley/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

TO: Sean P. O'Shea (CN=Sean P. O'Shea/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Jordan D. Matyas (CN=Jordan D. Matyas/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

TO: bob.davis (bob.davis @ news.wsj.com [UNKNOWN])
READ:UNKNOWN

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

TO: Craig Hughes (CN=Craig Hughes/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

TO: durph (durph @ aol.com @ inet [UNKNOWN])
READ:UNKNOWN

TO: mgarcia (mgarcia @ pacifica.org @ inet [UNKNOWN])
READ:UNKNOWN

TO: marhast (marhast @ aol.com @ inet [UNKNOWN])
READ:UNKNOWN

TO: Jodi Enda [UNKNOWN])
READ:UNKNOWN

TO: David Y. Stevens (CN=David Y. Stevens/OU=OSTP/O=EOP @ EOP [OSTP])
READ:UNKNOWN

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

TO: photo (photo @ upi.com [UNKNOWN])
READ:UNKNOWN

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

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

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

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

TO: James.gerstenzang (James.gerstenzang @ latimes.com [UNKNOWN])
READ:UNKNOWN

TO: Nancy.mathis (Nancy.mathis @ chron.com [UNKNOWN])
READ:UNKNOWN

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

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

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

TO: Deborin (Deborin @ aol.com [UNKNOWN])
READ:UNKNOWN

TO: meglynn (meglynn @ usia.gov @ INET @ LNGTWY [UNKNOWN])
READ:UNKNOWN

TO: kara.gerhardt (kara.gerhardt @ ost.dot.gov [UNKNOWN])

READ:UNKNOWN

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

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

TO: bnichols (bnichols @ usatoday.com [UNKNOWN])
READ:UNKNOWN

TO: mhall (mhall @ usatoday.com [UNKNOWN])
READ:UNKNOWN

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

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

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

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

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

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

TO: Jena V. Roscoe (CN=Jena V. Roscoe/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

TO: Ilia V. Velez (CN=Ilia V. Velez/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

TO: Rajiv Y. Mody (CN=Rajiv Y. Mody/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

TO: kyle.mckinnon (kyle.mckinnon @ kcrw.org [UNKNOWN])
READ:UNKNOWN

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

READ:UNKNOWN

TO: dmilbank (dmilbank @ tnr.com [UNKNOWN])
READ:UNKNOWN

TO: cmbeach (cmbeach @ email.msn.com @ inet [UNKNOWN])
READ:UNKNOWN

TO: William C. Haymes (CN=William C. Haymes/OU=OA/O=EOP @ EOP [OA])
READ:UNKNOWN

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

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

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

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

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

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

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

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

TO: wh-outbox-distr (wh-outbox-distr @ pub.pub.whitehouse.gov @ inet [UNKNOWN])
READ:UNKNOWN

TO: Douglas R. Matties (CN=Douglas R. Matties/OU=OA/O=EOP @ EOP [OA])
READ:UNKNOWN

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

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

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

TO: Michael V. Terrell (CN=Michael V. Terrell/OU=CEQ/O=EOP @ EOP [CEQ])
READ:UNKNOWN

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

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

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

READ:UNKNOWN

TO: Lana Dickey (CN=Lana Dickey/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Daniel W. Burkhardt (CN=Daniel W. Burkhardt/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Tracy F. Sisser (CN=Tracy F. Sisser/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Diane Ikemiyashiro (CN=Diane Ikemiyashiro/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 2-MAR-1999 14:53:24.00

SUBJECT: states and tobacco

TO: Amy Weiss (CN=Amy Weiss/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Was speaking to Ken Salazar, AG for Colorado, who asked about President's comments to governors as to what states could spend money. his point is that the new republican governor is saying that clinton said solong as money is spent on kids, he's okay and so governor wants to spend on capital improvments for schools, education, etc. Will one of you please fax him whatever the President said on tobacco at NGA and/or our most recent iteration of our position on how states should spend their money--number is 303-866-4745. thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 2-MAR-1999 15:55:06.00

SUBJECT: For next week

TO: Bruce N. Reed (CN=Bruce N. Reed/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

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

BR/EK:

Per your request...This isn't perfect, but here's a quick and dirty on the major health care provisions. The telemarketing stuff is less substantive, I think...jc3

Health Care Fraud. The VP could announce/leak the provision to crackdown on health care fraud that will be included in the Presidents upcoming crime bill. These include:

- Tougher penalties. The crime bill will increase from 5 to 10 years the maximum penalty for providing false statements in relation to health care matters and for obstructing a health care fraud investigation. It also directs the Sentencing Commission to review and amend, if appropriate, the penalties for health care fraud.

- Kickback schemes. To better crack down on health care kickback schemes, the crime bill proposes expanding the law in the following 3 ways: (1) granting federal prosecutors the authority to enjoin kickback schemes while they are in progress; (2) allowing the AG to pursue civil actions in kickback schemes against federal health plans; and (3) applying the current penalties for kickback schemes not just to federal health providers (Medicare, Medicaid, and CHAMPUS), but to private health insurance plans as well.

- AG's ability to issue subpoenas in civil cases. Under current law, in investigating civil health care fraud cases the AG/Justice Department must rely on subpoenas issued by HHS' Inspector General. The crime bill will make clear that DOJ has the authority to issue subpoenas and pursue wrongdoers in any health care fraud cases.

- Sharing of grand jury information. Current law allows government attorneys in criminal cases to share grand jury information with other government attorneys involved in civil actions commenced to enforce the banking laws. The crime bill would allow government attorneys to similar share information in health care fraud cases.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 2-MAR-1999 16:38:12.00

SUBJECT: S. 280 - ED FLEX DRAFT SAP

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

READ:UNKNOWN

TO: Caroline R. Fredrickson (CN=Caroline R. Fredrickson/OU=WHO/O=EOP@EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Below is the revised SAP for S. 280, the Education Flexibility Partnership Act of 1999. The bill is expected on the Senate floor tomorrow morning (Wed. 3/3). Barbara Chow has approved this version. Please provide final comments/clearance by c.o.b. tonight so that we can send the SAP early tomorrow morning. Thank you.

S. 280 - Education Flexibility Partnership Act of 1999
(Sen. Frist (R) TN and 35 others)

The Administration has long supported the concept of expanding ed-flex demonstration authority to permit all States to waive certain statutory and regulatory requirements of Federal education programs in a manner that will promote high standards and accountability for results, coupled with increased flexibility for States and local school districts to achieve those results. The Administration will support S. 280 as long as the bill's accountability provisions are strengthened to ensure that State waivers of Federal requirements enhance children's educational achievement.

In order to ensure consistency between ed-flex authority and the Elementary and Secondary Education Act of 1965 (ESEA), which will be

undergoing reauthorization this year, the Administration urges Congress to sunset this legislation upon enactment of the ESEA.

The Administration strongly supports an amendment that is expected to be offered to S. 280 that would implement the President's proposal for a long-term extension of the one-year authority to help school districts reduce class size in the early grades, which the Congress approved last year on a bipartisan basis. In order to hire qualified teachers, arrange for additional classrooms, and take other steps that are necessary to reduce class size, school districts need to know, as soon as possible, that the Congress intends to support this initiative for more than one year.

* * * * *

(Do Not Distribute Outside Executive Office of the President)

This draft Statement of Administration Policy was developed by LRD (Connie Bowers) in consultation with the Department of Education (Riddle), EIML (Chow/White/Mustain), and DPC (Schnur).

OMB/LA Clearance:

BACKGROUND

The Education Flexibility Partnership Demonstration ("Ed-Flex") Act was enacted in 1994 as part of the Goals 2000 legislation in order to test the idea of giving States authority to waive Federal statutory and regulatory requirements that impede the development and implementation of education reforms in the State. Originally limited to six States, this demonstration authority was extended to 12 States by the Omnibus Budget Reconciliation Act of 1996.

During the 105th Congress, a similar bill (S. 2213) was considered, but never voted on, by the Senate. S. 2213 differed from S. 280 in that it would have amended the Goals 2000 Act to expand its education flexibility programs. S. 280 is a freestanding bill that authorizes a new Ed-Flex program. The Administration did not issue a SAP on 2213 because ED opined that most Democrats were not supportive of the legislation.

SUMMARY OF S. 280

S. 280 would authorize the Secretary of Education to carry out an education flexibility program. Under the program, all States (as opposed to the 12 allowed in the current demonstration authority) could apply to waive for at least five years Federal statutory or regulatory requirements applicable to specified education improvement programs, if they demonstrate those requirements could hamper efforts to improve student achievement. To provide accountability, the bill would require States to adopt academic standards and provisions for holding schools accountable for student achievement. The bill would also require that States have authority to waive their own comparable requirements as well.

OTHER CONSIDERATIONS

Congress is scheduled to work this year on the Elementary and Secondary Education Act (ESEA) reauthorization. The Administration is developing an ESEA reauthorization proposal that will contain accountability provisions to strengthen the ESEA and student achievement. By authorizing

every State to waive rules, S. 280 as drafted could undermine an ESEA proposal that stresses accountability.

PAY-AS-YOU-GO SCORING

According to EIML (Mustain), S. 280 would not affect direct spending or receipts; therefore, it is not subject to the PAYGO provisions of the Omnibus Budget Reconciliation Act.

LEGISLATIVE REFERENCE DIVISION DRAFT
February 24, 1999 - 2:15 p.m.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Irene Bueno (CN=Irene Bueno/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 2-MAR-1999 16:56:48.00

SUBJECT: CONGRESSMAN ALLEGES ADMINISTRATION SET TO VIOLATE ...

TO: Scott Busby (CN=Scott Busby/OU=NSC/O=EOP @ EOP [NSC])

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: Caroline R. Fredrickson (CN=Caroline R. Fredrickson/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Maria Echaveste (CN=Maria Echaveste/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:

More info on the Smith letter.

----- Forwarded by Irene Bueno/OPD/EOP on 03/02/99 04:55
PM -----

SHIMABUKUR_L @ A1

03/02/99 04:33:00 PM

Record Type: Record

To: Irene Bueno

cc:

Subject: CONGRESSMAN ALLEGES ADMINISTRATION SET TO VIOLATE ...

Date: 03/02/99 Time: 15:59

ICongressman alleges administration set to violate immigration law

WASHINGTON (AP) A Texas congressman accused the Clinton administration of planning to grant amnesty to thousands of illegal immigrants without congressional approval.

``Stop before you break the law,`` Rep. Lamar Smith, R-Texas, said Tuesday. ``Do not throw out 30 years of legal precedent for political gain.``

Smith expressed objections to a plan that would grant illegal immigrants from Central America eligibility for amnesty under a blanket ``presumption of hardship,`` instead of requiring each immigrant to prove hardship.

In 1997, Congress passed a law granting amnesty to some Nicaraguans and Cubans who had been in the United States since Dec. 1, 1995, and allowing them to apply for status as legal permanent residents.

Under the law, Guatemalans and Salvadorans who had been in the

country for seven year would be considered for a suspension of deportation under less-stringent rules that existed before 1996 immigration legislation. It was to be on a case-by-case basis requiring them to prove ``extreme hardship'' if they were returned to their home countries.

Smith said the proposal for a blanket presumption of hardship goes against the intent of the 1997 law.

``We knew full well how to give amnesty,'' Smith said. ``We gave it to certain Nicaraguans and Cubans who were our allies in the Cold War against communism. If we wanted to give it to other groups, we would have.''

The Immigration and Naturalization Service has not yet made a final decision on presumption of hardship, agency spokeswoman Maria Cardona said.

Immigrant advocacy groups have lobbied in support of a rule presuming hardship, and a Clinton administration official said members of Congress also have submitted written comments that mostly favor the idea.

But Smith said a blanket presumption would give as many as 240,000-plus illegal aliens a benefit that Congress declined to give them in 1997. He and 28 other House members signed a letter to President Clinton asking him to reject the idea.

``The White House is shamelessly bowing to special interests and thumbing its nose at Congress, the American people and every legal alien who played by the rules and waited his or her turn to come to America,'' Smith said.

``Obviously, when someone received an unexpected benefit, amnesty in this case, they feel indebted to those who provided the benefit. The White House is looking at long-term political support.''

APNP-03-02-99 1617EST

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Anne Whitworth (CN=Anne Whitworth/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 2-MAR-1999 17:05:08.00

SUBJECT: Scheduling Proposal Meeting

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Steve Ricchetti (CN=Steve Ricchetti/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Nicole L. Elkon (CN=Nicole L. Elkon/OU=NSC/O=EOP @ EOP [NSC])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Amy Weiss (CN=Amy Weiss/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Joshua S. Gottheimer (CN=Joshua S. Gottheimer/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Christopher Wayne (CN=Christopher Wayne/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Patricia Solis-Doyle (CN=Patricia Solis-Doyle/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

TO: Susan L. Hazard (CN=Susan L. Hazard/OU=WHO/O=EOP @ EOP [WHO])
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: KERRICK_D (KERRICK_D @ A1 @ CD @ LNGTWY [UNKNOWN]) (NSC)
READ:UNKNOWN

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

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

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

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

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

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

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

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

TO: Cecily C. Williams (CN=Cecily C. Williams/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

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

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

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

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

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

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

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

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

TO: Nancy V. Hernreich (CN=Nancy V. Hernreich/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

TO: Glyn T. Davies (CN=Glyn T. Davies/OU=NSC/O=EOP @ EOP [NSC])
READ:UNKNOWN

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

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

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

TO: Wendy Hartman (CN=Wendy Hartman/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

TO: Tracy Pakulniewicz (CN=Tracy Pakulniewicz/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

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

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

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

TO: MILLISON_C (MILLISON_C @ A1 @ CD @ LNGETWY [UNKNOWN]) (NSC)
READ:UNKNOWN

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

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

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

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

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

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

READ:UNKNOWN

TO: HILLIARD_B (HILLIARD_B @ A1 @ CD @ LNWTY [UNKNOWN]) (NSC)
READ:UNKNOWN

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

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

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

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

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

TO: Cynthia M. Jasso-Rotunno (CN=Cynthia M. Jasso-Rotunno/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

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

TO: Kris M Balderston (CN=Kris M Balderston/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

TO: Charles J. Payson (CN=Charles J. Payson/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

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

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

TEXT:

There will be a Scheduling Proposal Meeting at 5:00 PM on Thursday in the Roosevelt Room.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Tanya E. Martin (CN=Tanya E. Martin/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 2-MAR-1999 17:33:39.00

SUBJECT: IDEA/Class Size Meetings

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:

1. Education Meeting on IDEA

Sec Riley will meet with the heads of 5 organizations -- NEA, AFT, the National School Boards, Chief State School Officers and the School Administrators (Superintendents) tomorrow at 5PM at the Department.

The main purpose of the meeting is to explain to them what is going on with IDEA -- but the Secretary will also talk to them about class size.

2. WH meeting on Class Size

ED continues to push back on the scheduling -- and see Friday meeting with lobbyist as more effective with the groups, than one tomorrow. Susan is going to call you shortly to explain her rationale for Friday. Her main points to me were that (1) ED will talk to the heads of the lead organizations when they meet with Riley tomorrow (2) we shouldn't take the lobbyists off the hill to come meet with on Wed, wait until Fri when they are free; (3) the groups are already working this issue, and we won't lose time by waiting until Friday and will ensure that we have better turnout.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 2-MAR-1999 18:39:45.00

SUBJECT: Federal tobacco claims

TO: J. Eric Gould (CN=J. Eric Gould/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

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

READ:UNKNOWN

CC: Devorah R. Adler (CN=Devorah R. Adler/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's how we've responded to date to the "how can these be Medicaid claims" question

A few additional facts that might be helpful:

The nation's leading expert on tobacco-related costs, Leonard S. Miller of the University of California, estimated that tobacco cost Medicaid \$13 billion in 1993 -- far less than the \$8 billion a year the states settled for. (The article was published in the March/April 1998 Public Health Reports and was cited by CBO in its tobacco analysis last year. Miller is the same expert the states relied upon to provide state estimates that formed the basis of their settlement formula).

The states gave up both state and federal Medicaid claims in exchange for the tobacco settlement funds -- the November settlement document releases the tobacco companies from all claims that the states "directly, indirectly, derivatively, or in any other capacity ever had, now have, or hereafter can, shall or may have" against the tobacco companies -- which includes Medicaid claims. Thus all states gave up their Medicaid claims in exchange for the settlement funds they received.

The Medicaid statute (Title XIX of the Social Security Act) says:

The state plan must provide that "the State or local agency administering such plan will take all reasonable measures to ascertain the legal liability of third parties.... that in any case where such a legal liability is found to exist after medical assistance has been made available on behalf of the individual and where the amount of reimbursement the state can reasonably expect to recover exceeds the costs of such recovery, the state or local agency will seek reimbursement for

such assistance to the extent of such legal liability." (section 1925(a)(25) of the Social Security Act)

"Expenditures for which payments were made to the state under subsection (a) shall be treated as an overpayment to the extent that the state or local agency administering such plan has been reimbursed for such expenditures by a third party pursuant to the provisions of its plan in compliance with section 1902(a)(25)." (section 1903(d)(2)(B) of the Social Security Act)

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D34]MAIL47172856H.036 to ASCII,
The following is a HEX DUMP:

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Tobacco and Medicaid in California
February 22, 1999 POTUS

Q: How do you answer Governor Gray Davis's comments that California is not getting reimbursed at all for Medicaid costs because they took Medicaid out of their suit?

A: Both the Justice Department and HHS have analyzed the issue of tobacco recoupment carefully and concluded that the settlement is for Medicaid claims.

First, states have an obligation under Medicaid law to pursue funds owed to the Medicaid program. Thus, states that sued for tobacco-related health costs should have included tobacco-related Medicaid claims in their suits -- as all or almost all did. Moreover, states cannot sue only for state Medicaid costs; they are obliged by Medicaid law to sue for the federal costs at the same time. Since the federal government pays on average 57 percent of Medicaid claims, the states are obliged to share those recoveries with the federal government.

Second, the states gave up both state and federal Medicaid claims in exchange for the tobacco settlement funds. For example, the November 1998 settlement document releases the tobacco companies from all claims that the states "directly, indirectly, derivatively, or in any other capacity ever had, now have, or hereafter can, shall or may have" against the tobacco companies -- which includes Medicaid claims. Thus all states gave up their Medicaid claims in exchange for the settlement funds they received.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 2-MAR-1999 19:20:27.00

SUBJECT: Random Items for tomorrow morning

TO: Bruce N. Reed (CN=Bruce N. Reed/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

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

BR/EK:

Unanticipated Crime Hearing. Tomorrow the House Government Reform Committee (Chairman Dan Burton) will host a hearing on successful crime reduction programs, with Mayor Guiliani of New York as the star witness. I don't know if this will make any news or not, but it has the potential to make raise issues related to our COPS proposal, the police brutality issue, etc. Also testifying will be Commissioner John Timoney of Philadelphia (and formerly of New York) and Harry Shorestein, the DA of Jacksonville, Florida. Rep. Blagojevich of Chicago, IL, will be there to pitch for our community prosecutors initiative.

Reorganization of the Office of Justice Programs. Tomorrow at 11:30am, Chuck Ruff, Bob Nash and I will meet w/DOJ reps on a proposed reorganization of the Office of Justice Programs (OJP). As you know, OJP oversees most state and local crime programs (minus COPS) and maintains a high degree of independence from main Justice. The proposed reorganization would help centralize OJP's authority (good for us), but would also do away with 5 PAS slots at DOJ (not good for us, or at least not for WH Personal). I don't necessarily have strong feelings about the proposal, but Bob Nash might. The AG has not made any final decisions and wants to know our thoughts. The report is due to DOJ's appropriators at the start of next week.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Mindy E. Myers (CN=Mindy E. Myers/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 2-MAR-1999 19:32:24.00

SUBJECT: Conference Call on Class Size starting 62561 (code 5692)....Mindy 62230

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Tanya E. Martin (CN=Tanya E. Martin/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-MAR-1999 10:03:03.00

SUBJECT: Ed-Flex/Class Size Schedule

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

READ:UNKNOWN

TEXT:

I just spoke with Broderick -- he will call in later as a clearer schedule develops. Here's where things stand:

Next four hours will be spent on the motion to proceed (largely Wellstone). The vote should take place around 1:30. Broderick says there is a manager's package, but he isn't sure how complete it is -- and is trying to get more information on the amendments included in the package. Right now, Broderick expects them to spend the day on accountability. He thinks there is a chance that the Senate may get to class size late today, but it will likely come up tomorrow (where they will try and string out discussion over the weekend). It looks like the Senate won't finish Ed-Flex before Wednesday.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elizabeth R. Newman (CN=Elizabeth R. Newman/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 3-MAR-1999 11:06:10.00

SUBJECT: education guidelines: disability requirements

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

TEXT:

I know we thought this issue would not come up until next week....but it was just on CNN - can we get guidance? thanks

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-MAR-1999 11:11:52.00

SUBJECT: here

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

TEXT:
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Automated Records Management System
Hex-Dump Conversion

MEDICARE COMMISSION
March 3, 1999

SURPLUS

- Q:** Doesn't your plan to reserve part of the surplus for Medicare represent a "pass" on real Medicare reform?
- A:** Absolutely not. It is a simple recognition that improving and strengthening Medicare requires adequate financing. Every independent Medicare expert in the nation has concluded that it is impossible to significantly extend the life of the Trust Fund without an infusion of new financial support. Not doing so would result in excessive cuts to beneficiaries or health care providers. I am convinced my proposal actually. By assuring a significant infusion of much needed revenue, our proposal actually makes it easier for Democrats and Republicans to come together to develop reforms that strengthen the program.

MEDICARE COMMISSION

- Q:** Senator Breaux is circulating estimates by your own Medicare actuary which show that his premium support model saves \$372 billion over 10 years. Do you agree with the estimate and how do you respond to it?
- A:** The Medicare actuary projects that Senator Beaux's proposal will achieve certain savings, from a variety of sources. The premium support reforms save between \$75 and \$100 billion over 10 years, while other changes --such as raising the age of eligibility and instituting an income-related premium --save another \$200 billion or so. These estimates provide important information, but the broader challenge of the Commission is to review Senator Beaux's premium support model and the other aspects of his proposal to determine what overall impact they would have on the program, the beneficiaries it serves, and the hospitals, nursing homes, doctors and nurses who provide health care services. We look forward to receiving the final recommendations from the Commission.
- Q:** Do you support Senator Breaux's Medicare proposal?
- A:** First, let me remind you of my position on Medicare. I believe that we should dedicate 15 percent of the projected surpluses over the next 15 years to extending until 2020 the life of the Medicare Trust Fund. As I've indicated, however, my preference is to utilize these new resources in the context of broader improvements in the program which modernize the

program, make it more efficient, provide for prescription drug benefits, and still extend the life of the Trust Fund until 2020. With respect to Senator Breaux' proposal, I believe it serves no useful purpose to comment on each proposal that emerges as part of the Commission's deliberations. However, I will evaluate any proposal to see that it:

- Dedicates Surplus to Secure Medicare until 2020.
- Modernizes Medicare and Make It More Competitive.
- Guarantees Defined Set of Benefits w/o Excessive New Costs to Beneficiaries
- Use Savings from Reform to Help Fund a Prescription Drug Benefit.

We look forward to working with Senator Breaux and the rest of the Commission as they move forward with their important work.

Q: The Medicare Commission is proposing to raise the Medicare eligibility age from 65 to 67 --making it consistent with phase-up for Social Security. What is the Administration's position on this proposal?

A: As we have said many times, we have serious concerns about raising the Medicare eligibility age. I am unaware of any policy anyone has put forth that would ensure that such a proposal would not add more Americans to the ranks of the uninsured. Indeed, I have emphasized that we need to focus our attention on the most rapidly growing group of uninsured Americans -- Americans between the ages of 55 and 65. So, I view any such proposal with a good bit of skepticism.

NOTE: On Tuesday, Senator Breaux told some House Blue Dog Democrats that he would drop this proposal.

Q: Senator Breaux is recommending an income-related premium. Do you support this?

A: I am open to this concept. However, any such proposal would have to be considered in the context of an entire package of reforms.

PRESCRIPTION DRUGS

Q: You recently said that a drug benefit should only be for those people who need it. Were you suggesting your openness to a more limited drug benefit?

A: Not at all. I was simply stating it is possible to design an acceptable drug benefit for Medicare beneficiaries that is optional. Many Americans have a comprehensive retiree health drug benefit, though fewer each year, and

might not opt for the new Medicare benefit. I do believe, however, that any such drug benefit should be affordable and accessible to all Medicare beneficiaries, and that it was made available through the traditional fee for service plan as well as Medicare managed care options. This would ensure that all Medicare beneficiaries, particularly those who live in rural areas without private plan options, have access to an affordable drug benefit.

- Q.** Your Medicare Commission appointees have said that they would only support the recommendations of the Medicare Commission if they include a prescription drug benefit. Is this a litmus test for you?
- A.** Any proposal to provide a long-overdue prescription drug benefit should take place within the context of broader Medicare reform. However, I believe that a meaningful prescription drug benefit for all beneficiaries can and should be included in any such proposal. We have learned that successfully achieving meaningful Medicare reform can only happen in a bipartisan fashion. For this reason, we look forward to working with members on both sides of the aisle to add this important benefit this year.
- Q.** Won't a prescription drug benefit, even in the context of broader reforms, result in higher Medicare spending? How can it be afforded at a time when the program is facing a serious financing crisis?
- A.** Senator Breaux has said that not having a prescription drug benefit in 2000 is like not having coverage for doctor's visits in 1965. Prescription drugs have become an essential part of treatments and cures, and are expected to play an even greater role in health care in the next century. I believe that additional savings from making Medicare more efficient should be used to help finance a long-overdue prescription drug benefit for all Medicare beneficiaries. It would be penny-wise and pound-foolish not to add this benefit.
- Q.** Is it true, as some Medicare Commission appointees suggest, that since 65 percent of Medicare beneficiaries already have some type of coverage, a new Medicare drug benefit would simply replace private dollars with government subsidies?
- A.** Absolutely not. Over 13 million Medicare beneficiaries have no coverage. Of that 65 percent frequently cited, 38 percent have inadequate or declining private coverage, 20 percent have Federally subsidized coverage through Medicare managed care or Medicaid, and 7 percent have coverage that changes in the course of the year. Thus, there is no stable, private source of financing for this critical benefit. Moreover, it would be virtually impossible to design a policy that only targets those beneficiaries without coverage, since existing coverage is so rapidly changing.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-MAR-1999 11:24:53.00

SUBJECT: Hutchison may try to add bill to supplemental at full cmte markup tomorrow

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

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

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

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

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

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

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

TO: J. Eric Gould (CN=J. Eric Gould/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:

Harkin's staff reports that they've heard the rumour that Hutchison plans to offer her recoument bill to the supplemental bill at the Senate Approps markup tomorrow afternoon.

Harkin's staff current idea is to offer a second degree setting aside 30% of funds for tobacco prevention.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Karin Kullman (CN=Karin Kullman/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-MAR-1999 11:35:02.00

SUBJECT: School Supplies Collection for POTUS Trip to Nicaragua

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

READ:UNKNOWN

TO: Devorah R. Adler (CN=Devorah R. Adler/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: Andrea Kane (CN=Andrea Kane/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: Jose Cerda III (CN=Jose Cerda III/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: Nicole R. Rabner (CN=Nicole R. Rabner/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Irene Bueno (CN=Irene Bueno/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: J. Eric Gould (CN=J. Eric Gould/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Essence P. Washington (CN=Essence P. Washington/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: Paul J. Weinstein Jr. (CN=Paul J. Weinstein Jr./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: Christopher C. Jennings (CN=Christopher C. Jennings/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Sarah A. Bianchi (CN=Sarah A. Bianchi/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

TEXT:

I will collect any contributions DPC would like to make to this effort. Just drop them off in my office (OEOB 207) by 5:00pm on Friday. Please let me know if you have any questions. Thank you!

On March 8th, the President will address the people of Posoltega, Nicaragua in an event to be held at the local high school. Posoltega, along with much of Nicaragua, is still recovering from the devastation left behind by Hurricane Mitch in November of 1998. Posoltega suffered some of the worst damage when a massive mudslide from Las Casitas Volcano hit the town. Two nearby villages were entirely destroyed by the slides. It was reported that only 92 of the estimated 2,000 area residents were found alive, some injured, and the remainder were listed as missing.

Relief efforts have been great, but Posoltega is still lacking essential supplies. Over 600 students currently attend classes in makeshift tents. They are seriously in need of essential school supplies. To help, we would like to send some supplies with the President to be distributed to these 4 "tent schools." Dry erase boards, different sizes/shades of paper, poster board, colored pencils, crayons, markers, tape, notebooks, scissors, rulers, world globes, basic first aid kits, blank cassettes, and cassette recorders are among the supplies needed.

If you would like to donate some of these supplies please bring your donations to Room 184 OEOB by Sunday, March 7. Thank you for your generosity!

Note: These can be personal donations only. No government purchased supplies. Please do not solicit outside donations. Thank you!

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-MAR-1999 11:40:19.00

SUBJECT: Comparable Worth Plan

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Here is our proposed timetable for our Comparable Worth process:

1. This week we are reaching out to Treasury, OMB, Commerce (Orszag is now head of planning there), OPM, DOJ, EEOC, DOL, and SBA to inform them of our process, the idea of endorsing the Harkin bill, and ask them to have preliminary comments ready for a Monday afternoon meeting next week. Orszag in particular says Commerce is going to oppose and will have something to circulate. We are also asking them to be creative about other things in the area we might do. In addition, we want them to see if they can sign on to the data provision that is in Daschle's old bill. We will get you an inventory of other wage disclosure options before the meeting. If any of them look promising, you might ask the agencies to respond to the option as well.

2. March 8 Meeting. Tentative list of invites.

DOJ:	Richard Jerome, Deputy Associate Attorney General Kay Baldwin, Civil Rights Division
EEOC:	Ida Castro, Chairwoman
Labor:	Lee Satterfield, Chief of Staff Sally Paxton, Solicitor's Office
SBA:	Betsy Meyers, Associate Deputy Administrator for Entrepreneurial Development
Treasury:	David Wilcox Assist. Secty for Economic Policy
Commerce:	Jon Orszag, Director, Office of Policy and Strategic planning
OPM:	Leigh Shein, Chief of Staff
NEC:	Sally Katzen
OMB:	Josh Gotbaum
CEA:	Becky Blank

3. Week of March 15. Second Meeting. Final agency comments will be due. In addition, we will have asked OMB and OPM to prepare ideas on limited comparable worth applications in the federal workplace which we can discuss at this second meeting.

4. Week of March 22. Final memo for sign-off. Inform Harkin and Norton. Hopefully have wage disclosure idea ready as well.

I guess we should include OPL on our invite list, yes? But I would stress that they cannot have contact with advocates during this process.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Karin Kullman (CN=Karin Kullman/OU=OPD/O=EOP [OPD].)

CREATION DATE/TIME: 3-MAR-1999 11:48:08.00

SUBJECT: National Teacher of the Year Event

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

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

TO: Kris M Balderston (CN=Kris M Balderston/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

TEXT:

Attached is the scheduling proposal I am submitting for the annual
National Teacher of the Year event.===== ATTACHMENT 1 =====
ATT CREATION TIME/DATE: 0 00:00:00.00

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D6]MAIL451423663.036 to ASCII,
The following is a HEX DUMP:

FF57504370040000010A02010000000205000000CE1800000002000085E38F61042841D916E9FA
F105FEB6C4F0AD22D27A328477784A7A66F994D4F38302BD0F4ABE05A89F754DF87E8AC8A6288A
AEE31F75BABEAC9175AF52655DAAD54F89975553EA12EC7C5270C731B15DA68FF6A55481BF14C2
8B7E99E1B7A91E942391CC0309994AA2F1FB653DF8DAE7D2FA57DF96B7E4B38970CC9BB39BB521
CB3B3008CA6A754F602EEA230DE90100726493459AC37705FED91D3BD315528B708844692ECD23

Automated Records Management System
Hex-Dump Conversion

SCHEDULING PROPOSAL

TODAY'S DATE: 3/3/99

 ACCEPT

 REGRET

 PENDING

TO: Stephanie Streett
Assistant to the President
Director of Presidential Scheduling

FROM: Bruce Reed
Assistant to the President for Domestic Policy and
Director of the Domestic Policy Council

Thurgood Marshall Jr.
Assistant to the President and Cabinet Secretary

REQUEST: Event to Honor the 1999 National Teacher of the Year

PURPOSE: To announce the 1999 National Teacher of the Year, to honor the other state Teachers of the Year, and to highlight some of the President's education initiatives.

BACKGROUND: The National Teacher of the Year program, sponsored by the Council of Chief State School Officers and Scholastic, Inc., recognizes and honors the contributions of the American classroom teacher. The program designates an exemplary representatives of the country's more than 3 million elementary and secondary school classroom teachers from among the nation's State Teachers of the Year. The Teachers of the Year represent the diversity of their profession, teaching every grade level from kindergarten through grade 12 in districts ranging in size from 200 to 200,000 students. This year's finalists are from the states of Georgia, Massachusetts, New York, and Oklahoma.

PREVIOUS PARTICIPATION: The President has participated in this event every year for the last four year.

DATE AND TIME: April 21, 22, or 23, 1999

BRIEFING TIME: 30 minutes

Automated Records Management System
Hex-Dump Conversion

DURATION: 45 minutes

LOCATION: The White House

PARTICIPANTS: The President
Secretary Richard Riley
Members of Congress
National Teacher of the Year and State Teachers of the Year
Representatives from the Council of Chief State School Officers, Scholastic, Inc., and other education advocacy groups

REMARKS REQUIRED: To be provided by speechwriting.

OUTLINE OF EVENTS: -The President and Sec. Riley will meet the State Teachers of the Year.
-Sec. Riley will make brief remarks.
-The President will make brief remarks and present the 1999 National Teacher of the Year with a crystal apple.
-The National Teacher of the Year will make remarks.

MEDIA COVERAGE: Open Press.

FIRST LADY'S ATTENDANCE: Optional.

VPOTUS ATTENDANCE: Optional.

SECOND LADY'S ATTENDANCE: Optional.

RECOMMENDED BY: Bruce Reed

CONTACT: Karin Kullman
X61732

ORIGIN OF THE PROPOSAL: Council of Chief State School Officers (see attached letter)

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Anne Whitworth (CN=Anne Whitworth/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 3-MAR-1999 12:04:00.00

SUBJECT: REMINDER

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Steve Ricchetti (CN=Steve Ricchetti/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Nicole L. Elkon (CN=Nicole L. Elkon/OU=NSC/O=EOP @ EOP [NSC])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Amy Weiss (CN=Amy Weiss/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Joshua S. Gottheimer (CN=Joshua S. Gottheimer/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Christopher Wayne (CN=Christopher Wayne/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Patricia Solis-Doyle (CN=Patricia Solis-Doyle/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

TO: Susan L. Hazard (CN=Susan L. Hazard/OU=WHO/O=EOP @ EOP [WHO])
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: KERRICK_D (KERRICK_D @ A1 @ CD @ LNGTWY [UNKNOWN]) (NSC)
READ:UNKNOWN

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

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

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

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

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

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

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

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

TO: Cecily C. Williams (CN=Cecily C. Williams/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

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

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

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

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

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

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

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

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

TO: Nancy V. Hernreich (CN=Nancy V. Hernreich/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

TO: Glyn T. Davies (CN=Glyn T. Davies/OU=NSC/O=EOP @ EOP [NSC])
READ:UNKNOWN

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

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

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

TO: Wendy Hartman (CN=Wendy Hartman/O=OVP @ OVP [UNKNOWN])
READ:UNKNOWN

TO: Tracy Pakulniewicz (CN=Tracy Pakulniewicz/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

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

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

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

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

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

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

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

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

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

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

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

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

TO: MILLISON_C (MILLISON_C @ A1 @ CD @ LNGETWY [UNKNOWN]) (NSC)
READ:UNKNOWN

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

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

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

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

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

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

READ:UNKNOWN

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

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

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

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

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

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

TO: Cynthia M. Jasso-Rotunno (CN=Cynthia M. Jasso-Rotunno/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

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

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

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

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

TO: Kris M Balderston (CN=Kris M Balderston/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

TO: Charles J. Payson (CN=Charles J. Payson/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

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

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

TEXT:

There will be a Scheduling Proposal Meeting at 5:00 tommorrow in the
Roosevelt Room.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Irene Bueno (CN=Irene Bueno/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-MAR-1999 12:04:25.00

SUBJECT: Urban Institute Report on discrimination

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

READ:UNKNOWN

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

FYI - On March 2, 1999, the Urban Institute issued a press release on a report that calls for a National Report Card on Discrimination in America and shows that paired testing can be used to audit discrimination. They argue that this report card would promote greater understanding of the prevalence of discrimination, provide strategic guidance to civil rights enforcement agencies, develop insight on the changing pattern and impact of discrimination.

This report also provides strong support for the President's \$10 million request for additional funding to fight discrimination that would expand the use of paired testing.

HUD has been using this method for two decades but this report proposes that pair testing expand into different areas including employment, and other daily consumer transactions such as car sales, taxi services, and health club memberships etc.

I will review a copy of this report and let you know if I find anything particularly interesting.

Let me know if you have any thoughts or comments. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Tanya E. Martin (CN=Tanya E. Martin/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-MAR-1999 12:16:14.00

SUBJECT: POTUS Draft for NAEP State by States

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

TEXT:

Today's release of state-by-state NAEP scores is more evidence that raising academic standards for all our children is beginning to pay off. Almost a quarter of the participating states have shown real improvement in reading, and some states that had scores well-below the national average have made the greatest gains in the last four years. While this news is encouraging, much remains to be done to ensure that every child in America is mastering the basics. That's why I urge the Senate to vote to continue their bipartisan support to put 100,000 new, well-prepared teachers in the classroom and also to enact my Education Accountability Act. This Act will keep education reform efforts moving forward by ensuring that states and schools districts end social promotion, turn around low-performing schools, provide parents with report cards on schools, and implement effective discipline policies. While this nation is clearly headed in the right direction, we take these steps to pick up the pace of our progress so that every child in America is prepared to meet the challenges of the 21st century.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-MAR-1999 12:20:57.00

SUBJECT: Weekly Strategy Meeting

TO: Mike_Cohen (Mike_Cohen @ ed.gov@inet [UNKNOWN])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Lorrie McHugh (CN=Lorrie McHugh/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Shirley S. Sagawa (CN=Shirley S. Sagawa/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

TO: Lisa M. Towne (CN=Lisa M. Towne/OU=OSTP/O=EOP @ EOP [OSTP])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Vicky_Stroud (Vicky_Stroud @ ed.gov@inet [UNKNOWN])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Amy Weiss (CN=Amy Weiss/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

CC: Ilia V. Velez (CN=Ilia V. Velez/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

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

CC: MaryEllen C. McGuire (CN=MaryEllen C. McGuire/OU=WHO/O=EOP @ EOP [WHO])
READ:UNKNOWN

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

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

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

TEXT:

Reminder -- the weekly Education Strategy Meeting for tomorrow, March 4,
is cancelled.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-MAR-1999 12:40:42.00

SUBJECT:

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

READ:UNKNOWN

TEXT:

Please call Mike Cohen 401-1311

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-MAR-1999 14:31:52.00

SUBJECT: States on Tobacco Per Our Discussion

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: J. Eric Gould (CN=J. Eric Gould/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

Here's the most egregious examples we've found so far

----- Forwarded by Cynthia A. Rice/OPD/EOP on 03/03/99

02:32 PM -----

J. Eric Gould

03/03/99 01:29:14 PM

Record Type: Record

To: Cynthia A. Rice/OPD/EOP

cc:

Subject: Re: Tobacco: For Bruce's Meeting

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

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D95]MAIL46087466E.036 to ASCII,

The following is a HEX DUMP:

FF57504370040000010A02010000000205000000970C0000000200005AAE2F079D4107EF2191CE
224E2E9E4B2D15C408A58C507B6EDAC214BD0CF883768C78E3CB3251F7596C8A3C8D2CBC4634AF
6B39DE6EFCC0822002E95ABBD9EB2B4CB16BA7CF453CC36CE8B588A302DE9988D6294B77508AC0
82579B94CB2302B7954B76384B329E8D4EFF41106C330732A2A69DF69ADE5FFCCBC3529FAAD0C3
874476BBE71C1DDF4952B8C1D2FEB4AE2C27EEA55D78E7333E3950204649664C447F15E4E686A7
05F357185B2553E6A21E4435EB6037F6282A818D0F8383798DF1179D83F9E2FB2955398E283EC5
6EE454165C300F02A82B3CAEA2B9713511D4F677A064267F098CBE877555EB5FF833970FCB3BEA
8AE274887F13B8148698E087527F59BC10F45A8B6E15655761613E2C8FEA15B889B6C7508A20EB
E866D64EC3F72A857BA522BB299BDEA457E8D235CBAF71C1A5A580BD510C18397D3192E9FBD205
728C4F7A66B8B5FD62BA096CB61318E4A65F87D070DD0A15F746285F724704663570E5D28536E1
B59A6BA53DC90757E885C1B6A9ED392DEF6F2F57AC136001CA5544278300A6B8C2A6F8F79AC267

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**Selected State Plans and Governors' Proposals:
State Tobacco Settlement**

Michigan (\$8.5 billion / 25 years; \$315 million / 1 year)

Gov. Engler wants to use a significant portion of the settlement funds for college scholarships for students who excel on state achievement tests. He is willing to use some of the money for health programs - on a one time basis but he first wants to ensure that the money is available for scholarships. Detroit News, 2/11/99

Massachusetts (\$7.9 billion / 25 years; \$293 million / 1 year)

Gov. Cellucci proposed establishing a trust fund and using the settlement money to pay for existing health care programs. His only initiative is \$500,000 to study tobacco control programs. Cellucci is under criticism by Democrats that settlement money should be used to fund the state's acclaimed tobacco control program rather than substitute current state spending on public health programs. Boston Globe, 2/11/99

New York (\$25 billion / 25 years; \$818 million / 1 year)

Gov. Pataki proposed using three-fourths of the settlement dollars to fund capital projects in an effort to reduce the state's debt. Times Union, (Albany) 2/04/99

Louisiana (\$4.4 billion / 25 years; \$163 million / 1 year)

Gov. Foster proposed to sell the state's \$4.4 billion share of the settlement to get up-front cash of \$2.3 billion to retire the state's debt and increase teachers' salaries. The Advocate, (Baton Rouge) 1/3/99

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-MAR-1999 15:37:44.00

SUBJECT: One change to Ed Flex SAP

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Broderick Johnson/Scott Fleming asked that we make the following change to the SAP for S. 280, ed-flex bill. Barbara Chow is okay with this change. If all of you approve, I can release the SAP immediately. The bill is on the Senate floor now. Thank you.

S. 280 - Education Flexibility Partnership Act of 1999
(Sen. Frist (R) TN and 41 cosponsors)

The Administration has long supported the concept of expanding ed-flex demonstration authority to permit all States to waive certain statutory and regulatory requirements of Federal education programs in a manner that will promote high standards and accountability for results, coupled with increased flexibility for States and local school districts to achieve those results. The Administration will support S. 280 as long as the bill's accountability provisions are strengthened to ensure that State waivers of Federal requirements enhance children's educational achievement supports amendments designed to: 1) ensure that State waivers of Federal requirements result in improved student achievement; and 2) enhance parental involvement.

In order to ensure consistency between ed-flex authority and the Elementary and Secondary Education Act of 1965 (ESEA), which will be undergoing reauthorization this year, the Administration urges Congress to sunset this legislation upon enactment of the ESEA.

The Administration strongly supports an amendment that is expected to be

offered to S. 280 that would implement the President's proposal for a long-term extension of the one-year authority to help school districts reduce class size in the early grades, which the Congress approved last year on a bipartisan basis. In order to hire qualified teachers, arrange for additional classrooms, and take other steps that are necessary to reduce class size, school districts need to know, as soon as possible, that the Congress intends to support this initiative for more than one year.

* * * * *

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Tanya E. Martin (CN=Tanya E. Martin/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-MAR-1999 15:43:39.00

SUBJECT: Class Size Mtg w/ ED Organizations

TO: Susan_Frost (Susan_Frost @ ed.gov @ inet [UNKNOWN])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Elena Kagan (CN=Elena Kagan/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: Mike_Cohen (Mike_Cohen @ ed.gov @ inet [UNKNOWN])

READ:UNKNOWN

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

READ:UNKNOWN

CC: Daniel_bernal (Daniel_bernal @ ed.gov @ inet [UNKNOWN])

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

The class size meeting is at 9:30 am in room 476, OEOB.

Attendees:

Council of Great City Schools - Mike Casserly, Jeff Simmering

Chief State School Officers - Gordon Ambach

NEA - Mary Elizabeth Teasley, Joel Packer

AFT - Jane Meromey

PTA - Mary Beth Oakes, Carolyn Henrich

La Raza - Roberto Rodriguez

Waiting for Confirmation from:

Amer Assoc of School Administrators - Bruce Hunter

National School Boards - Mike Resnick

Suzanne Bergeron - Urban League

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-MAR-1999 15:48:29.00

SUBJECT: More news on Hutchison amendment

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: J. Eric Gould (CN=J. Eric Gould/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

----- Forwarded by Cynthia A. Rice/OPD/EOP on 03/03/99
03:49 PM -----

J. Eric Gould

03/03/99 03:30:51 PM

Record Type: Record

To: Cynthia A. Rice/OPD/EOP

cc:

Subject: Hutchison amendment

Spoke to Ann Ford and they are working the issue pretty hard. They are having state public health people call Approps. members.

Hutchison is still planning on offering the amend. with no offsets / she thinks that CBO's estimate is wrong. Some Reps. are unhappy with this approach and believe it will undermine their efforts in the long run.

Bryant had told folks that Graham was objecting to Hutchison bringing up the bill in this context.

Roth was weighing in on Stevens to get him to oppose the Amendment.

Harkin is taking the lead for the Dems. Lautenberg will assist Harkin.

Govs. are making calls to Committee members to support the amendment.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-MAR-1999 16:01:29.00

SUBJECT: vision

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: Paul J. Weinstein Jr. (CN=Paul J. Weinstein Jr./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/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

TEXT:

Here you go -- please call with questions.

Devorah

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

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D38]MAIL44767566M.036 to ASCII,
The following is a HEX DUMP:

FF57504326070000010A020100000002050000006968000000020000DC3448FB2B9E39B1577483
8F17AA4677A0F134467E54D484595190A732EAA8B0E009039002B73299FE96F3492E723390597F

HEALTH

A. PATIENTS BILL OF RIGHTS

I. Legislative status. There is early momentum in both houses for a strong bill. The House is clearly the most encouraging, and seems to be the best place to design a compromise for the short-term. Congressman Dingell has reintroduced his bill from last year and believes he can attract as many as 210 cosponsors. Congressman Ganske has also introduced a modified version of the Dingell bill which slightly alters the enforcement provision by dropping the punitive damages section. By any definition, however, it remains a very strong bill. It remains unclear whether the best strategy is to advocate for a normal committee markup or to encourage these two members to file a discharge petition to bypass this process. For the short term, Mr. Dingell will opt for the traditional Commerce Committee markup approach, reserving the right to utilize a discharge petition if that process gets bogged down. The goal is to have passed legislation that will be both strong and bipartisan by the August recess.

II. Presidential Actions. The President could do a bipartisan event to highlight the fact there are Republicans and Democrats that have proposed strong and comprehensive legislation for a Patients Bill of Rights, rather than the piecemeal approach. We will continue to work with advocacy groups, such as the breast cancer community and physician associations, to gather their support for a comprehensive bill. In addition, the Vice President could join the Democrats when they unveil the Dingell Kennedy bill.

III. Relationship to Republican agenda and priorities. It is unclear how Speaker Hastert is going to work to ensure that the bill does not move too quickly and undermine the weak Republican caucus position from last year. We believe that he will want to have a bipartisan bill at some point, but we also believe that he wants to avoid a significant enforcement provision being included in any final bill.

B. LONG TERM CARE

I. Legislative status. On 1/19/99, Senator Daschle introduced the Health Protection and Assistance for Older Americans Act. This bill includes a number of provisions of our long term care initiative, including the \$1000 tax credit, the National Family Caregivers Program, and the OPM program, as well as all three of our Medicare buy-in provisions. Although we are working to expand the list of co-sponsors, this may be difficult, since Daschle included the Medicare buy-in as component of this legislation. We should also review options for Democratic sponsorship in the house; perhaps Congressman Cardin or Levin; Congressman Stark has already indicated interest. There is a hearing scheduled on the FEHBP long term care insurance proposal scheduled for March 18th. The Republicans are planning to invite representatives of the insurance industry, who are expected to oppose this part of our long term care initiative.

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II. Presidential Actions. **The President has asked the Vice President to host a series of forums around the country to highlight this issue, which he will continue to do. There may be some opportunities to highlight this proposal as it moves through the legislative process.**

III. Relationship to Republican agenda and priorities. There is a fair amount of bipartisan support for this legislation. We are working with to determine which Republicans serving on House committees of jurisdiction are likely sponsors and develop an outreach strategy to sign them up.

C. DISABILITY

I. Legislative status. **One issue that is gaining a great deal of bipartisan support, particularly in the Senate, is the Jeffords-Kennedy-Roth-Moynihan Work Incentives Improvement Act. The Senate has already held hearings on this legislation and is planning a March 4 markup. Senator Roth has asked that members refrain from amending the legislation in order to ensure its swift progress through the committees of jurisdiction.** Although there has been no companion bill introduced in the House, Congresswoman Johnson and Congressman Lazio are likely sponsors. Interest among Democrats is high. Since Congressman Waxman has had a long involvement in this issue, he is a likely sponsor as well. We are still looking for sponsors for the tax credit and the assistive technology pieces of the initiative.

II. Presidential Actions. **The President and Vice President could issue statements, hold an event with supportive members of Congress, or host another Task Force meeting to continue to highlight this proposal as it moves through the legislative process. This policy can also be highlighted at the White House Conference on Mental Health.**

III. Relationship to Republican agenda and priorities. **This is one issue that has a great deal of bipartisan support. We should continue to highlight the bipartisan interest in this legislation to assure that we get a bill passed this year.**

D. ASSURING ACCESS TO HEALTH INSURANCE AND HEALTH CARE SERVICES

Improving Access to Health Care Services for Working Americans. This initiative invests \$1 billion over 5 years in comprehensive health care delivery systems that traditionally provide services to the uninsured. The proposal responds to the growing challenges the nation's health care infrastructure faces with the increasing number of uninsured and limits on public sector provider payments.

I. Legislative status. HHS is currently working with the Appropriations Committees to secure funding for this initiative.

II. Presidential Actions. We should include this initiative on the tobacco recoupment menu.

III. Relationship to Republican agenda and priorities. This proposal bears some similarity to a number of Republican proposals floated during health care reform. Republicans are generally supportive of this policy, although States could be opposed since the money is not being directed by them.

Health Options for Older Americans. This new initiative expands the health options available for older Americans by: enabling Americans aged 62 to 65 to buy into Medicare, by paying a full premium; providing vulnerable displaced workers ages 55 and older access to Medicare by offering those who have involuntarily lost their jobs and their health care coverage a similar Medicare buy-in option; providing Americans ages 55 and older whose companies reneged on their commitment to provide retiree health benefits a new health option, by extending "COBRA" continuation coverage until age 65. The President's proposal is fully funded and does not burden the Medicare Program.

I. Legislative status. On 1/19/99, Senator Daschle introduced the Health Protection and Assistance for Older Americans Act, which includes our Medicare buy-in proposals. This legislation is considered to be part of the top 10 Democratic priorities. This policy has been raised in the context of the Medicare Commission, and has the support of most of the Democrats.

II. Presidential Actions. We should use the President, Vice President, and First Lady to amplify our message on this issue, given recent trends that show there is an even greater problem in this age group since last year.

III. Relationship to Republican agenda and priorities. Most Republicans oppose this proposal, since it is viewed as a Medicare expansion.

Encouraging Small Businesses to Offer Health Insurance. This new initiative encourages small businesses to offer health insurance to their employees through: a new tax credit for small businesses who decide to offer coverage by joining coalitions; encouraging private foundations to support coalitions by allowing their contributions towards these organizations to be tax exempt; offering technical assistance to small business coalitions from the Office of Personnel Management.

I. Legislative status. **Although we currently have no sponsors, there is bipartisan interest in this proposal as well as business interest.**

II. Presidential Actions. We should amplify this in speeches on the broader coverage agenda, but the proposal is not large enough to be highlighted on its own. **We should also continue to reach out to the business community in order to obtain their support.**

III. Relationship to Republican agenda and priorities. This policy is generally supported by the Republicans, because it is a tax credit. It is important to note that the Republican version of the Patients Bill of Rights that the House introduced last year included a

significantly flawed version of this proposal.

Improving Access to Health Insurance through Medicaid and CHIP. The budget increases access to health insurance by restoring Medicaid and CHIP eligibility for legal immigrants affected by welfare reform; extending Medicaid eligibility to foster children up to age 21; improving transitional Medicaid for people moving from welfare to work; and providing states with \$1.2 billion over 5 years for children's health outreach activities. The budget also provides \$144 million over five years for increased CHIP funding for Puerto Rico and the territories.

I. Legislative status. This policy will be linked to unpopular Medicaid savings, but could get passed, since the policies are generally attractive to States.

II. Presidential Actions. We should use the President, Vice President, and First Lady to amplify our message in this area. In addition, we are issuing guidance to States to encourage them to conduct outreach to families leaving the TANF program who are still eligible for Medicaid.

III. Relationship to Republican agenda and priorities. Republicans are generally supportive of this policy, but for the wrong reasons. They think that it could open up CHIP for purposes of providing coverage to adults. Congressional Democrats generally do not like this policy for the same reasons. We intend to work with Congressional Democrats to find a more acceptable policy that costs the same amount.

E. PUBLIC HEALTH

Ryan White HIV/AIDS Treatment Grants and CBC proposal. The budget provides \$1.5 billion for Ryan White, a 7 percent increase over 1999 funding levels. The budget also proposes an additional \$50 million to address HIV and AIDS issues in minority communities.

I. Legislative status. **We are working with the appropriators and the Congressional Black Caucus to assure that there is sufficient funding through the budget process for AIDS treatment. It is likely that this will receive increases through the process. We will work closely with the advocacy community to assure that both of these initiatives get sufficient attention.**

II. Presidential Actions. **The President, Vice President or First Lady could highlight this initiative at events and remarks on health care, on its own and in conjunction with the race and health initiative.**

III. Relationship to Republican agenda and priorities. **Republicans tend to be supportive of Ryan White. It is unclear, however, whether they will support the CBC efforts.**

Mental Health Block Grants. The budget provides \$359 million, a 24 percent increase over 1999 and the largest increase ever.

I. Legislative status. We are working with members of the Appropriations Committee to ensure funding for these programs.

II. Presidential Actions. These programs will be highlighted at the White House Mental Health Conference this June with the President, First Lady, Vice President and Mrs. Gore. The Surgeon General's report on Mental Health is also scheduled to be released this fall which will provide another opportunity to advocate Congress increase this program.

III. Relationship to Republican agenda and priorities. Last year, the Congress put in more dollars in this area than we proposed. If we can work with the Republicans throughout the year on mental health, they may well support our proposed increase.

Race and Health Initiative. The budget includes \$145 million for health education, prevention, and treatment services for minority populations.

I. Legislative status. We are working with the appropriators as well as advocacy groups to assure that the Congress funds a strong initiative in this area.

II. Presidential Actions. Given the recent news about continuing disparities, we should contemplate ways for the President or Vice President to highlight the need for this initiative through reports, grants, or other administrative actions we could take to narrow these disparities.

III. Relationship to Republican agenda and priorities. The Republicans were not particularly responsive to this initiative last year and wanted all of the increases to go into Community Health Centers. We will need to work closely with the groups to assure funding for this initiative.

F. BIOTECHNOLOGY

Genetic Discrimination. This policy prevents health insurers and employers from discriminating on the basis of genetic information.

I. Legislative Status. This legislation prevents employers and health insurers from discriminating on the basis of genetic information. There is some bipartisan interest on this issue as well, mostly on the health insurance side. Senator Daschle, together with Senator Kennedy, is introducing his bill next week.

II. Presidential Actions. The President could issue an executive order prohibiting discrimination against employees based on predictive genetic information or information about a request for the receipt of genetic services. We will continue to work with the

advocates, including members of the breast cancer community, to secure their support for this action.

III. Relationship to Republican agenda and priorities. **The Republicans have proposed legislation addressing genetic discrimination for health insurance in their Patients' Bill of Rights legislation. It is possible that we can continue to work with them in this process.**

Privacy of Medical Records. This proposal provides comprehensive privacy protections to protect the confidentiality of medical records.

I. Presidential Actions. **We could hold a bipartisan event with either the President or the Vice President to highlight the need for Congress to pass strong privacy legislation and the fact that HIPAA has already provided us with the authority to establish privacy protections for electronic medical records. Assuming Congress does not pass legislation by this fall, the President could also issue an executive action on electronic claims in late fall to implement the actions these HIPAA afforded us. We will also continue to work with the advocacy groups, including the mental health and AIDS communities to garner their support and to publicly validate that strong privacy legislation is necessary to protect individuals' civil rights. It is important to note that we have yet to reach final agreement on our position on the application of these privacy protections with regard to law enforcement. This issue is extremely controversial and will probably attract attention as this issue heats up.**

II. Relationship to Republican agenda and priorities. **There are some Republican efforts to pass privacy legislation, but to date most have been wholly unacceptable. In fact, last year, the Republicans included privacy protections in their patients' bill of rights that undermined current state protections without putting anything in their place. There may be more desire to work in a bipartisan manner this year as the date, but we should certainly highlight any major efforts to undermine current protections.**

Medicare Cancer Clinical Trials. The budget provides \$750 million over four years for a demonstration to give more Americans access to cutting-edge cancer treatments.

I. Legislative status. **Senators Rockefeller and Mack are planning to introduce their bill quite soon. We should contemplate how to move this in the context of any broader Medicare reforms.**

II. Presidential Actions. **The President, the Vice President, or the First Lady could highlight this effort in the context of broader cancer events, such as breast cancer awareness month.**

III. Relationship to Republican agenda and priorities. **This proposal has bipartisan**

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support. However, it is unclear if it will move in this Congress.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Karin Kullman (CN=Karin Kullman/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-MAR-1999 16:27:15.00

SUBJECT: Council of Chief State School Officers

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

READ:UNKNOWN

CC: Kris M Balderston (CN=Kris M Balderston/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

I understand from Tanya that Gordon Ambach, Exec. Dir. of the Council of Chief State School Officers, will be at your 9:30am class size meeting tomorrow morning. I wanted to give you a heads-up about a scheduling issue that he may raise with you at some point tomorrow morning. CCSSO is having their Legislative Conference in DC March 14-16, and have requested that Riley address the conference AND that they have a meeting with POTUS and VPOTUS at the White House. Riley has agreed to speak at their conference.

However, our requests to both the President's and Vice President's scheduling offices have been regretted. CCSSO is lobbying hard for a meeting, and Education supports the request. The group was scheduled to meet with POTUS in 1997, but VPOTUS filled in when the President hurt his knee. They also tried to get a meeting last year, but it was not scheduled. Although they have not requested a meeting with the First Lady, Patti Solis-Doyle has told me that the First Lady could "drop-by" someone else's meeting with them.

It doesn't seem that we have any positive answer for Ambach if he does raise this, but I wanted you to at least be aware of the situation. Let me know if you have any questions. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-MAR-1999 17:22:45.00

SUBJECT: Weekly Strategy Meeting

TO: Sarah A. Bianchi (CN=Sarah A. Bianchi/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

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

READ:UNKNOWN

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

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Amy Weiss (CN=Amy Weiss/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Jeanne Lambrew (CN=Jeanne Lambrew/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: Jason H. Schechter (CN=Jason H. Schechter/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

The weekly Health Care Strategy Meeting for tomorrow, Thursday, March 4, is cancelled.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-MAR-1999 17:23:17.00

SUBJECT: DPC Staff Meeting

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: J. Eric Gould (CN=J. Eric Gould/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

TO: Sarah A. Bianchi (CN=Sarah A. Bianchi/O=OVP @ OVP [UNKNOWN])

READ:UNKNOWN

TO: Skye S. Philbrick (CN=Skye S. Philbrick/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

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

TEXT:

The DPC Staff Meeting for tomorrow, March 4, is CANCELLED.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Irene Bueno (CN=Irene Bueno/OU=OPD/O=EOP [OPD])

CREATION DATE/TIME: 3-MAR-1999 17:51:55.00

SUBJECT: Re: Urban Institute Report on discrimination

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

I will call Julie and draft something for the weekly report. Thanks.

Elena Kagan

03/03/99 04:25:22 PM

Record Type: Record

To: Irene Bueno/OPD/EOP

cc: Bruce N. Reed/OPD/EOP

Subject: Re: Urban Institute Report on discrimination

We should probably do a weekly item on what the report says, what we're already doing, what we've committed to do, what we might do, what we can't do, etc. Employment testing raises a lot of hackles and we/the EEOC essentially struck a bargain last year on this issue in order to gain increased funding. You should call Julie Fernandes for the details.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-MAR-1999 17:59:35.00

SUBJECT: Latest on Hutchison

TO: Wm G. White (CN=Wm G. White/OU=OMB/O=EOP [OMB])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: Caroline R. Fredrickson (CN=Caroline R. Fredrickson/OU=WHO/O=EOP @ EOP [WHO])

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

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

READ:UNKNOWN

TO: J. Eric Gould (CN=J. Eric Gould/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TO: Jeanne Lambrew (CN=Jeanne Lambrew/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:

For those who may not have heard, apparently Hutchison's latest plan is to offer her tobacco recoupment amendment on the supplemental tomorrow and withdraw it (the upcoming Finance committee hearing is expected to be cited as a reason).

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elizabeth R. Newman (CN=Elizabeth R. Newman/OU=WHO/O=EOP [WHO])

CREATION DATE/TIME: 3-MAR-1999 18:10:01.00

SUBJECT: police brutatlity

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

TEXT:

who is the "Mr. Price" that the police brutality guidance refers to? thanks

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-MAR-1999 18:11:50.00

SUBJECT: \$350 mi in cuts in Senate Supplemental

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

CC: J. Eric Gould (CN=J. Eric Gould/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

The Senate Supplemental includes \$350 million in TANF cuts. Even the House Republicans haven't included it -- more eager, I take it, to keep their deal with the governors. As you know the Administration is opposing all offsets (since the rules don't require emergency spending to be offset) which of course includes these.

I'm concerned that OMB's opposition to these cuts is not very strong. In my conversations with Barbara Chow she had said of course they oppose them but cannot predict where things will end up come September. I think this is ludicrous -- we should vigorously oppose these cuts throughout the year.

I think it might be helpful if sent a joint DPC-OMB memo to the President on this topic. We will soon have updated figures to provide the rationale for such a memo. What do you think?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-MAR-1999 18:29:41.00

SUBJECT: Re: \$350 mi in cuts in Senate Supplemental

TO: J. Eric Gould (CN=J. Eric Gould/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

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

READ:UNKNOWN

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

TEXT:

fyi

----- Forwarded by Cynthia A. Rice/OPD/EOP on 03/03/99

06:30 PM -----

Bruce N. Reed

03/03/99 06:27:57 PM

Record Type: Record

To: Cynthia A. Rice/OPD/EOP

cc:

Subject: Re: \$350 mi in cuts in Senate Supplemental

I agree -- let's stiffen everyone's spine on this.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-MAR-1999 18:32:52.00

SUBJECT: Long Term Planning 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: Cathy R. Mays (CN=Cathy R. Mays/OU=OPD/O=EOP @ EOP [OPD])

READ:UNKNOWN

TEXT:

Most recent draft- includes Bruce's edits===== ATTACHMENT 1 =====

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

TEXT:

Unable to convert ARMS_EXT:[ATTACH.D71]MAIL42436766U.036 to ASCII,

The following is a HEX DUMP:

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Automated Records Management System
Hex-Dump Conversion

March 3, 1999

MEMORANDUM TO THE CHIEF OF STAFF

CC: Doug Sosnik
Karen Tramontano

FROM: Bruce Reed
Elena Kagan

SUBJECT: Long Term Priorities

MAJOR PRIORITIES

1. Education: Our major objectives on education over the next few months will be: 1) Win the argument that accountability, class size, and school construction must be national priorities; 2) keep Democrats united behind our accountability agenda; and 3) attack Republican efforts to regain credibility on education, such as Domenici's jumbo block grant and Coverdell's education savings accounts.

A. Education Accountability Act. Legislation to reauthorize the Elementary and Secondary Education Act which will require states and districts receiving federal funds to end social promotion, fix failing schools, end use of unqualified teachers, issue report cards and institute discipline codes. Programs that are part of ESEA include Title I, After-School, Class Size (see below), Bilingual, Safe and Drug-Free, Technology, Charters, and Teacher Quality

I. Legislative Status: The administration plans to transmit its bill to Congress by the end of March. The reauthorization process is expected to run through much of 1999 and possibly into next year. The House has already started hearings on the bill. The Senate and House are expected to start mark-up this summer.

II. Presidential Actions:

- Announcement of bill transmittal, perhaps preceded by leaks on key unannounced components such as teacher quality.
- Release of Dept of ED social promotions guide (ready anytime).
- Release of Dept of ED study on choice initiatives.

III. Republican Agenda: ESEA is the centerpiece of federal government's K-12 education policy. This is a top priority item for Republicans who will seek to have ESEA reflect their key education initiatives: flexibility and block grants.

B. Ed-Flex Demonstration Program. Legislation to expand Ed-Flex to allow all 50 states apply for authority to waive certain federal rules in exchange for showing results.

I. Legislative Status: The Senate will begin debate on this bill this week, with a vote expected as early as the end of the week. The House Education and Workforce Committee is also planning to vote on its counterpart legislation this week. The President has indicated that he will sign an Ed-Flex bill that has strengthened accountability to better link the waivers to student performance.

II. Presidential Actions:

- None

III. Relationship to Republican Agenda and Priorities: Republicans have made Ed-Flex expansion their number one priority. It is expected to be the first education vote this session. Flexibility is a key theme of their education agenda -- and they will claim passage as a victory.

C. Class Size. Legislation to authorize \$11.4 billion more over six years to complete the hiring 100,000 teachers and reduce class size in the early grades to national average of 18. (Will still also need to appropriate \$1.4 billion in FY 2000).

I. Legislative Status: Senators Murray and Kennedy plan to offer a class size amendment to the Ed-Flex bill next week to authorize the program for the remaining six years in the President's proposal. The President strongly supports this amendment. In the House, the Education Committee is expected to vote on its Ed-Flex bill this week. Class size will be offered, but is likely to be blocked on procedural grounds (non-germane).

II. Presidential Actions:

- March 6th radio address to release of Dept of Ed Class Size program guidance, and challenge senate to adopt Murray-Kennedy amendment.

-Release of local allocation for Class Size program (note: not likely to be ready in next week).

III. Republican Agenda: This is not a top priority for Republicans, but they funded the program in the last appropriations bill and are thus, on record in support. Republicans would prefer to make class size an allowable use of a block grant proposal.

D. School Modernization.. Legislation to create tax credits to support \$25 billion in bonds to help build, repair, or modernize up to 6,000 schools

I. Legislative Status: Rep. Rangel will introduce the administration's school modernization proposal.

II. Presidential Actions:

- Release of local allocation for class size program (class size reduction will spur need for increased school construction).

III. Republican Agenda: Republicans are now making school construction a priority item on their education agenda. House Republicans have a proposal to change arbitrage provisions for school bonds -- strongly supported by the school superintendents organization.

E. Education FY 2000 Appropriations Bill. Legislation to fund federal education programs, including after-school; turning-around failing schools; class size; Troops to Teachers; master teachers; GEAR-UP; Title I, Technology grants; choice initiatives -- charters, work-site and magnets; and Safe and Drug-Free schools.

I. Legislative Status: House Appropriations Committee hearings in March.

II. Presidential Actions:

- National Teacher of the Year event in April..

- FY 99 Grants announcements: after-school, charter school, teacher recruitment and teacher quality grants, Gear-Up, technology challenge grants, magnet, safe and drug free schools, Reading Excellence Act and school to work

III. Republican Agenda: Republicans have made education a top priority and will likely support increased funding for charters and after-school. Republicans will fight larger battle over whether to block grant the funds for many of these programs.

2. Health Care.

A. Patients Bill of Rights.

I. Legislative Status: There is early momentum in both houses for a strong bill.. The House is clearly the most encouraging, and seems to be the best place to design a compromise for the short-term. Congressman Dingell has reintroduced his bill from last year and believes he can attract as many as 210 cosponsors. Congressman Ganske has also introduced a modified version of the Dingell bill which slightly alters the enforcement provision by dropping the punitive damages section. By any definition, however, it remains a very strong bill. It remains unclear whether the best strategy is to advocate for a normal committee markup or to encourage these two members to file a discharge petition to bypass this process. For the short term, Mr. Dingell will opt for the traditional Commerce Committee markup approach, reserving the right to utilize a discharge petition if that process gets bogged down. The goal is to have passed legislation that will be both strong and bipartisan by the August recess.

II. Presidential Actions:

- The President could do a bipartisan event to highlight the fact there are Republicans and Democrats that have proposed strong and comprehensive legislation for a Patients Bill of Rights, rather than the piecemeal approach. We will continue to work with advocacy groups, such as the breast cancer community and physician associations, to gather their support for a comprehensive bill.

- In addition, the Vice President could join the Democrats when they unveil the Dingell Kennedy bill.

III. Republican Agenda: It is unclear how Speaker Hastert is going to work to ensure that the bill does not move too quickly and undermine the weak Republican caucus position from last year. We believe that he will want to have a bipartisan bill at some point, but we also believe that he wants to avoid a significant enforcement provision being included in any final bill.

B. Long Term Care.

I. Legislative Status: On 1/19/99, Senator Daschle introduced the Health Protection and Assistance for Older Americans Act. This bill includes a number of provisions of our long term care initiative, including the \$1000 tax credit, the National Family Caregivers Program, and the OPM program, as well as all three of our Medicare buy-in provisions. Although we are working to expand the list of co-sponsors, this may be difficult, since Daschle included the Medicare buy-in as component of this legislation. We should also review options for Democratic sponsorship in the house; perhaps Congressman Cardin or Levin; Congressman Stark has already indicated interest. There is a hearing scheduled on the FEHBP long term care insurance proposal scheduled for March 18th. The Republicans are planning to invite representatives of the insurance industry, who are expected to oppose this part of our long term care initiative.

II. Presidential Actions:

- **The President has asked the Vice President to host a series of forums around the country to highlight this issue, which he will continue to do. There may be some opportunities to highlight this proposal as it moves through the legislative process.**

III. Republican Agenda: There is a fair amount of bipartisan support for this legislation. We are working with to determine which Republicans serving on House committees of jurisdiction are likely sponsors and develop an outreach strategy to sign them up.

C. Disability.

I. Legislative Status: **One issue that is gaining a great deal of bipartisan support, particularly in the Senate, is the Jeffords-Kennedy-Roth-Moynihan Work Incentives Improvement Act. The Senate has already held hearings on this legislation and is planning a March 4 markup. Senator Roth has asked that members refrain from amending the legislation in order to ensure its swift progress through the committees of jurisdiction.** Although there has been no companion bill introduced in the House, Congresswoman Johnson and Congressman Lazio are likely sponsors. Interest among Democrats is high. Since Congressman Waxman has had a long involvement in this issue, he is a likely sponsor as well. We are still looking for sponsors for the tax credit and the assistive technology pieces of the initiative.

II. Presidential Actions:

- **The President and Vice President could issue statements, hold an event with supportive members of Congress, or host another Task Force meeting to continue to highlight this proposal as it moves through the legislative process.**
- **This policy can also be highlighted at the White House Conference on Mental Health.**

III. Republican Agenda: **This is one issue that has a great deal of bipartisan support. We should continue to highlight the bipartisan interest in this legislation to assure that we get a bill passed this year.**

D. Ensuring Access to Health Insurance And Health Care Services.

Improving Access to Health Care Services for Working Americans. This initiative invests \$1 billion over 5 years in comprehensive health care delivery systems that traditionally provide services to the uninsured. The proposal responds to the growing challenges the nation's health care infrastructure faces with the increasing number of uninsured and limits on public sector provider payments.

I. Legislative status: HHS is currently working with the Appropriations Committees to secure funding for this initiative.

II. Presidential Actions:

- We should include this initiative on the tobacco recoupment menu.

III. Republican Agenda: This proposal bears some similarity to a number of Republican proposals floated during health care reform. Republicans are generally supportive of this policy, although States could be opposed since the money is not being directed by them.

Health Options for Older Americans. This new initiative expands the health options available for older Americans by: enabling Americans aged 62 to 65 to buy into Medicare, by paying a full premium; providing vulnerable displaced workers ages 55 and older access to Medicare by offering those who have involuntarily lost their jobs and their health care coverage a similar Medicare buy-in option; providing Americans ages 55 and older whose companies reneged on their commitment to provide retiree health benefits a new health option, by extending "COBRA" continuation coverage until age 65. The President's proposal is fully funded and does not burden the Medicare Program.

I. Legislative Status: On 1/19/99, Senator Daschle introduced the Health Protection and Assistance for Older Americans Act, which includes our Medicare buy-in proposals. This legislation is considered to be part of the top 10 Democratic priorities. This policy has been raised in the context of the Medicare Commission, and has the support of most of the Democrats.

II. Presidential Actions:

- We should use the President, Vice President, and First Lady to amplify our message on this issue, given recent trends that show there is an even greater problem in this age group since last year.

III. Republican Agenda: Most Republicans oppose this proposal, since it is viewed as a Medicare expansion.

Encouraging Small Businesses to Offer Health Insurance. This new initiative encourages small businesses to offer health insurance to their employees through: a new tax credit for small businesses who decide to offer coverage by joining coalitions; encouraging private foundations to support coalitions by allowing their contributions towards these organizations to be tax exempt; offering technical assistance to small business coalitions from the Office of Personnel Management.

I. Legislative Status: **Although we currently have no sponsors, there is bipartisan interest in this proposal as well as business interest.**

II. Presidential Actions.

- We should amplify this in speeches on the broader coverage agenda, but the proposal is not large enough to be highlighted on its own.

- **We should also continue to reach out to the business community in order to obtain their support.**

III. Republican Agenda: This policy is generally supported by the Republicans, because it is a tax credit. It is important to note that the Republican version of the Patients Bill of Rights that the House introduced last year included a significantly flawed version of this proposal.

Improving Access to Health Insurance through Medicaid and CHIP. The budget increases access to health insurance by restoring Medicaid and CHIP eligibility for legal immigrants affected by welfare reform; extending Medicaid eligibility to foster children up to age 21; improving transitional Medicaid for people moving from welfare to work; and providing states with \$1.2 billion over 5 years for children's health outreach activities. The budget also provides \$144 million over five years for increased CHIP funding for Puerto Rico and the territories.

I. Legislative Status: This policy will be linked to unpopular Medicaid savings, but could get passed, since the policies are generally attractive to States.

II. Presidential Actions:

- We should use the President, Vice President, and First Lady to amplify our message in this area.

- In addition, we are issuing guidance to States to encourage them to conduct outreach to families leaving the TANF program who are still eligible for Medicaid.

III. Republican Agenda: Republicans are generally supportive of this policy, but for the wrong reasons. They think that it could open up CHIP for purposes of providing coverage to adults. Congressional Democrats generally do not like this policy for the

same reasons. We intend to work with Congressional Democrats to find a more acceptable policy that costs the same amount.

E. Public Health.

Ryan White HIV/AIDS Treatment Grants and CBC proposal. The budget provides \$1.5 billion for Ryan White, a 7 percent increase over 1999 funding levels. The budget also proposes an additional \$50 million to address HIV and AIDS issues in minority communities.

I. Legislative Status: **We are working with the appropriators and the Congressional Black Caucus to assure that there is sufficient funding through the budget process for AIDS treatment. It is likely that this will receive increases through the process. We will work closely with the advocacy community to assure that both of these initiatives get sufficient attention.**

II. Presidential Actions:

- The President, Vice President or First Lady could highlight this initiative at events and remarks on health care, on its own and in conjunction with the race and health initiative.

III. Republican Agenda: **Republicans tend to be supportive of Ryan White. It is unclear, however, whether they will support the CBC efforts.**

Mental Health Block Grants. The budget provides \$359 million, a 24 percent increase over 1999 and the largest increase ever.

I. Legislative Status: We are working with members of the Appropriations Committee to ensure funding for these programs.

II. Presidential Actions:

- These programs will be highlighted at the White House Mental Health Conference this June with the President, First Lady, Vice President and Mrs. Gore. - The Surgeon General's report on Mental Health is also scheduled to be released this fall which will provide another opportunity to advocate Congress increase this program.

III. Republican Agenda: **Last year, the Congress put in more dollars in this area than we proposed. If we can work with the Republicans throughout the year on mental health, they may well support our proposed increase.**

Race and Health Initiative. The budget includes \$145 million for health education, prevention, and treatment services for minority populations.

I. Legislative Status: We are working with the appropriators as well as advocacy groups to assure that the Congress funds a strong initiative in this area.

II. Presidential Actions:

- Given the recent news about continuing disparities, we should contemplate ways for the President or Vice President to highlight the need for this initiative through reports, grants, or other administrative actions we could take to narrow these disparities.

III. Republican Agenda: The Republicans were not particularly responsive to this initiative last year and wanted all of the increases to go into Community Health Centers. We will need to work closely with the groups to assure funding for this initiative.

F. **Biotechnology.**

Genetic Discrimination. This policy prevents health insurers and employers from discriminating on the basis of genetic information.

I. Legislative Status: This legislation prevents employers and health insurers from discriminating on the basis of genetic information. There is some bipartisan interest on this issue as well, mostly on the health insurance side. Senator Daschle, together with Senator Kennedy, is introducing his bill next week.

II. Presidential Actions:

- The President could issue an executive order prohibiting discrimination against employees based on predictive genetic information or information about a request for the receipt of genetic services. We will continue to work with the advocates, including members of the breast cancer community, to secure their support for this action.

III. Republican agenda: The Republicans have proposed legislation addressing genetic discrimination for health insurance in their Patients' Bill of Rights legislation. It is possible that we can continue to work with them in this process.

Privacy of Medical Records. This proposal provides comprehensive privacy protections to protect the confidentiality of medical records.

II. Presidential Actions:

- We could hold a bipartisan event with either the President or the Vice President to highlight the need for Congress to pass strong privacy legislation and the fact that HIPAA has already provided us with the authority to establish privacy protections for electronic medical records.

- Assuming Congress does not pass legislation by this fall, the President could also issue an executive action on electronic claims in late fall to implement the actions these HIPAA afforded us. We will also continue to work with the advocacy groups,

including the mental health and AIDS communities to garner their support and to publicly validate that strong privacy legislation is necessary to protect individuals' civil rights. It is important to note that we have yet to reach final agreement on our position on the application of these privacy protections with regard to law enforcement. This issue is extremely controversial and will probably attract attention as this issue heats up.

III. Republican agenda: There are some Republican efforts to pass privacy legislation, but to date most have been wholly unacceptable. In fact, last year, the Republicans included privacy protections in their patients' bill of rights that undermined current state protections without putting anything in their place. There may be more desire to work in a bipartisan manner this year as the date, but we should certainly highlight any major efforts to undermine current protections.

Medicare Cancer Clinical Trials. The budget provides \$750 million over four years for a demonstration to give more Americans access to cutting-edge cancer treatments.

I. Legislative Status: Senators Rockefeller and Mack are planning to introduce their bill quite soon. We should contemplate how to move this in the context of any broader Medicare reforms.

II. Presidential Actions:

- The President, the Vice President, or the First Lady could highlight this effort in the context of broader cancer events, such as breast cancer awareness month.

III. Republican Agenda: This proposal has bipartisan support. However, it is unclear if it will move in this Congress.

3. Crime We have two major strategic goals on crime over the next few months: First, an extended, high-profile rollout of our new crime bill to build the case for another 50,000 police beyond the 100,000 mark we'll reach in May. Second, a continued effort to keep republicans on the defensive on guns by stepping up our own efforts to crack down on illegal gun trafficking as the gun industry takes the tobacco industry's place in the press's sights.

A. 21st Century Crime Bill. The President's omnibus crime proposal will: add up to an additional 50,000 police on the street; give crime-fighting technologies to state and local law enforcement; provide more drug testing and treatment for offenders under criminal justice supervision; close the loophole on gun shows and extend the Brady waiting period; authorize new measures to combat international, juvenile, and white collar crime; and reauthorize popular anti-crime programs created in the 1994 Crime Act.

I. Legislative Status: We are preparing to introduce the President's omnibus crime legislation immediately after the congressional recess. Although we do not necessarily

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expect the crime bill to move right away, we want to take the offensive before Republicans gain any traction in attacking our budget or moving their own legislation.

- a. March: Commerce-Justice State appropriations hearings scheduled for March 9th, 11th and 17th. Also, the Senate Judiciary Committee plans to hold a hearing to criticize the our FY 2000 crime budget.
- b. April: The President's proposed legislation should be transmitted to Congress no later than the first week of April.
- c. June-July: Appropriations bills expected to be marked up by the full appropriations committees and sent to House and Senate floor for consideration.

II. Presidential Actions:

- March - April: Each week of this month we intend to build a drumbeat for the introduction of our crime bill with a series of events and press leaks on key components. We recommend that the President unveil the entire bill in a speech to a police academy class over the Easter recess. Possible events/leaks include:

- Health Care Fraud: Tougher criminal penalties for obstructing a fraud investigation, and a crackdown on illegal kickback schemes.
 - Telemarketing Fraud: Legislation to give federal law enforcement some power to block telephone service, telemarketing scam artists that we already have for illegal gamblers.
 - Bioterrorism: New penalties for possessing, using or failing to report biological agents and toxins. (The President should announce this to the Firefighters on March 15.)
 - Money Laundering: Treasury is finalizing a national strategy to crackdown on money laundering.
 - Gun Trafficking: New legislation to expand gun tracing of used firearms.
- May: During National Police Week (May 10-15), we propose that the President hold an event to commemorate funding of the 100,000th police officer under his COPS initiative. This represents one of the Administration's most important policy milestones -- on a par with reaching a budget deficit of zero. Additionally, thousands of police officers will already be in town that week to attend the Fraternal Order of Police's Peace Officers Memorial (5/15).
- June - August: Possible events/meetings with Mayors, law enforcement organizations, and other such groups that are holding annual conferences throughout the summer to help build support for the crime bill and continued funding for COPS.

III. Republican Agenda:

- Juvenile crime: Senate Republicans have re-introduced their juvenile crime legislation from last session, and have signaled that they are prepared to take it directly to the floor this spring. If they do, we should be prepared to propose the provisions in our crime bill as an alternative. With more money for police and prosecutors, tough gun provisions, and increased drug testing and treatment, our bill offers a broader and more popular alternative that should help unify Congressional Democrats -- many of whom did not support our juvenile crime bill.
- Drugs: Senate Republicans have also proposed the Drug-Free Century Act, which generally increases spending for drug interdiction and enhances penalties for certain drug

offenses. As with the Republicans' juvenile crime legislation, we believe that our omnibus crime bill offers a more comprehensive alternative that should be considered if the Senate Republicans bring the Drug-Free Century Act to the Senate floor.

B. Firearms Enforcement. The President's budget contains \$28.8 million in new funds for additional ATF agents and federal prosecutors to enforce our firearms laws. These funds are closely linked to the President's proposal to close the gun show loophole, as well as to a proposed directive on enhanced gun enforcement that we expect the President to sign soon.

I. Legislative Status: Appropriations hearings on the Treasury enforcement budget began in late February. Commerce-Justice appropriations hearings to fund additional federal prosecutor funding will be held in March. Consideration by the full appropriations committees and the full House and Senate will likely take place between June and July. Related legislation requiring all firearms sales at gun shows to include a background check will be included as part of the President's crime bill to be introduced in late March.

II. Presidential Actions:

- We have proposed that in his March 13th radio address, the President issue a directive to the Attorney General and Treasury Secretary to develop a strategy to strengthen federal firearms enforcement and prosecutions. Once the strategy is finalized, the President could release the strategy and again push to secure funding for this initiative.
- We are also reviewing other gun legislation, including proposals to limit sales on one gun a month and to subject gun manufacturers to greater scrutiny.

III. Republican Agenda: The firearms enforcement initiative will help us defend against the NRA's criticisms that U.S. Attorneys are not prosecuting enough firearms cases, and will provide us with an alternative to Republican/NRA amendments in the Commerce-Justice-State appropriations bill to simply mandate more federal firearms prosecutions. Unlike other firearms initiatives, this proposal should receive some measure of bipartisan support.

ADDITIONAL PRIORITIES

1. Children and Families

A. The President's Child Care Initiative. Subsidy expansion and Early Learning Fund through the Child and Development Block Grant; tax relief through the Child and Development Tax Credit (CDCTC); new stay-at-home tax relief through the CDCTC; new business tax credit; and after-school program expansion.

I. Legislative Status: House Ways and Means Subcommittee on Human Resources hearing scheduled for 3/16; Ranking Subcommittee Democrat, Rep. Ben Cardin, plans to introduce the pieces of the Administration's child care initiative in Ways and Means

jurisdiction, week of 3/8; increased funding for after-school programs will be addressed in appropriations.

II. Presidential Actions:

- Presidential announcement of child care block grant state spending numbers (TBD).
- Presidential announcement of after-school grants for the 21st Century Community Learning Center program (late Spring).

III. Republican Agenda: Rep. Nancy Johnson (R-CT), chair of the Ways and Means Subcommittee on Human Resources, is likely to introduce her child care tax relief bill from last year, which includes expansion of the CDCTC and stay-at-home tax relief (which received broad support from moderate Republicans last year); other Republicans may introduce marriage penalty/stay-at-home tax pieces.

B. Support for Young People who “Emancipate” from Foster Care. The President’s budget includes \$280 million over five years to: provide Medicaid coverage, enhance the Independent Living Program, provide new time-limited financial support, and increase the Transitional Living Program.

I. Legislative Status: House Ways and Means Subcommittee on Human Resources hearing scheduled for 3/9; Ranking Subcommittee Democrat, Rep. Ben Cardin introduced legislation.

II. Presidential Actions:

- First Lady highly committed and may hold events in the Spring.

III. Republican Agenda: Some Republicans have indicated an interest in pursuing child welfare block grant which the Administration opposes.

2. Civil Rights

A. Hate Crimes Legislation. The President has called for legislation to strengthen the ability of the Justice Department to prosecute hate crimes based on race and religion by removing needless jurisdictional requirements and give the Department the power to prosecute hate crimes committed because of the victim's sexual orientation, gender, or disability.

I. Legislative Status: The bill will be reintroduced by Senator Kennedy, with Senator Specter as a cosponsor, sometime in March.

II. Presidential Actions:

- A scheduling request has been submitted for the President to host a White House event with the bi-partisan Senate and House co-sponsors of the Hate Crimes Prevention Act, on the occasion of its re-introduction in Congress. MTV is prepared to release a poll on the day of the event relating to youth and hate crimes.

III. Republican Agenda: There has been some Republican criticism that including women as a category in the bill would lead to federal intervention in all assaults against women. Senators Hatch has indicated he will not support the bill at the present time. Senators Specter and Gordon Smith have agreed to sign on. Senators Chafee and Jeffords may sponsor the bill as well.

B. Equal Pay. We have supported Senator Daschle's "Paycheck Fairness Act," which would increase remedies available for women under the Equal Pay Act. We are also in the process of analyzing whether we could support legislation furthering the concept of comparable worth and whether the Administration can take steps to collect additional wage information from employers.

I. Legislative Status: **Senator Daschle's bill (S. 74) has 20 Democratic cosponsors currently. On the House side, Congresswoman DeLauro's bill, H. R. 541, has 34 cosponsors. Senator Harkin's comparable worth bill had 8 cosponsors in the last Congress, while the House version garnered 64 cosponsors.**

II. Presidential Actions:

- There is a request for the President to hold a roundtable event on fair pay on April 7. This roundtable would include women discussing their stories of being paid unequal wages and would discuss the effects on family income of the wage gap.

III. Republican Agenda: Republicans will likely continue to oppose Senator Daschle's bill. If we were to support Senator Harkin's comparable worth bill, it would likely become a high profile target for Republican attacks.

3. Community Empowerment

A. Low-Income Housing Tax Credit (LIHTC). President Clinton and Vice President Gore propose to increase the cap on the LIHTC by 40 percent to create an additional 150,000-180,000 new rental housing units for low-income American families over the next five years.

I. Legislative Status: Last year, over two-thirds of House and Senate members were co-sponsors on bills to raise the cap on the LIHTC -- more support than on any other tax legislation.

II. Possible Presidential Actions:

- Bipartisan event after reach certain threshold of cosponsors.

III. Republican Agenda: Finance Chairman Roth's staff have privately indicated that LIHTC will pass if there is a tax bill this year.

4. Food Safety

A. Food Safety Budget. Build support for Food Safety Initiative included in Administration budget.

I. Legislative Status: The budget will be subject to congressional hearings beginning in mid-March.

II. Presidential Actions:

- We are looking for events that highlight new technologies in the food safety area, particularly demonstrating possible improvements that come in prevention and surveillance that come from better research.

II. Republican Agenda: Republicans have traditionally opposed new spending in this area. Last year we were able to obtain most of our requested initiative funding following a Senate floor battle. We will likely have a similar dispute this year.

B. SAFER Act. Highlight the SAFER Meat and Poultry Act sponsored by Senator Harkin which gives Department of Agriculture the ability to recall products and impose civil fines.

I. Legislative Status: The bill has been introduced and is included in the Democratic Leadership initiatives package of bills.

II. Presidential Actions:

- The bill is best promoted in tandem with our other efforts on food safety, for instance in a July 4th radio address urging passage of our budget.

II. Republican Agenda: The bill in the past has been opposed by Republicans.

C. NAS Study. Respond to the National Academy of Sciences (NAS) study of food safety and use the President's Council on Food Safety to promote structural reforms of the food safety system. (The NAS study called for a unified framework for food safety programs with a single official with control over all federal food safety resources.)

I. Legislative Status: None

II. Presidential Actions:

- Within the next two weeks we hope to be able to release the President's Council response to the NAS report. It is likely to get some attention, but is not worthy of a Presidential event.

III. Republican Agenda: Republicans have generally not supported changing the Administrative structure of the food safety system.

D. Food Import Bill. There are discussions on the Hill for a reintroduction of our food import legislation which gives FDA greater authority to halt imports from countries that do not have adequate food safety inspection systems. Senator Collins (R- ME), a key committee chair, has reached out to FDA and suggested she could support a new bill that would allow FDA

to halt imports if there are repeated violations or a likelihood of reoccurrence of an imported product. FDA would then require assurances that the violating company or nation fix the problem before allowing further imports.

I. Legislative Status: The Administration has not yet indicated to Senator Collins whether we would support her compromise bill. If we decide to, there is some likelihood that it could pass. Otherwise, the import bill could be subject of further hearings but is unlikely to leave committee.

II. Presidential Actions:
- None

III. Republican Agenda: Senator Collins has held hearings on the problem of imported food and will likely continue to work on the issue. Republicans have indicated that under the Administration bill they are worried that farmers in the U.S. will be faced with new farm regulations. They believe the Collins compromise bill lessens the need for new U.S. rules.

5. Immigration

A. Public Charge Issue. The INS is expected to release a proposed regulation that clarifies the basis upon which an immigrant may be found a “public charge” for the purposes of exclusion, adjustment of status and deportation. Studies and anecdotal evidence demonstrates that legal immigrants and sometimes U.S. citizens who are eligible to receive federal public benefits such as Medicaid and benefits under the Children Health Insurance Program (CHIP) are not applying for those benefits because they fear that they will be penalized under immigration laws. State and local governments, immigrant advocacy groups, health care organizations and others are seeking guidance on this issue. At this time, legislation is not contemplated and Republicans do not have any specific response to this issue.

B. NACARA Regulations. The Department of Justice is expected to issue a final regulations on the Nicaraguan Adjustment and Central American Relief Act (NACARA) section that allows Salvadorans and Guatemalans to apply for hardship relief in deportation and removal proceedings. The President will likely address this issue when he travels to Central America next week, however, it is unlikely that the regulations will be finalized by that time. At this time, Republicans are split on this issue. Senators Hatch and Abraham joined several Democrats in a letter to the Attorney General urging the adoption of a final rule that presumes “extreme hardship” for this group. Representative Lamar Smith and other Republican members of Congress sent a letter to the President opposing such an approach.

C. Mandatory Detention. As a result of the implementation of the new immigration law that requires mandatory detention of criminal aliens, INS detention centers have

experienced extreme overcrowding. DOJ/INS is drafting a legislative, administrative and budget strategy to deal with this issue. The supplement includes additional funding for INS detention centers. Commissioner Meissner testified before Representative Lamar Smith, Chairman of the House Immigration Subcommittee, who was critical of the INS and the Administration.

D. English Language and Civics Education Initiative. Earlier this year, the Vice President announced that the President's FY 2000 budget includes \$70 million for an English Language and Civics Education Initiative to help states and communities provide expanded access to high quality English language instruction, linked to practical instruction in civics and life skills including ways to navigate the workplace, public education system, and other key institutions in American life. With \$70 million, the initiative will provide services to approximately 150,000 adults in FY 2000. This initiative may be carried out under the existing demonstration authority. However, we are exploring the legislative and appropriations options for this program. This could be a part of Presidential or Vice Presidential event on One America.

6. Livability

A. Better America Bonds. A new financing tool generating \$9.5 billion in bond authority for investments by state, local, and tribal governments. The President's budget will propose tax credits totaling almost \$700 million over five years to support Better America Bonds which can create or restore urban parks, protect water quality, and cleanup brownfields.

I. Legislative Status: Congressmen Matsui and Doggett are interested in introducing the BAB legislation in the House and Senator Baucus is interested in doing the same in the Senate. We are trying to identify Republicans to cosponsor the legislation as well. We have held several large briefings on BABs with Members on both sides of the aisle, targeting Members from the tax and environmental committees.

II. Presidential Actions:

- Possible Announcement of introduction of bill if bipartisan.

III. Republican Agenda: **This legislation will only occur if there is an agreement on tax legislation between Democrats and Republicans, after some kind of compromise on Social Security.**

7. Political Reform

A. Bipartisan Campaign Finance Reform. The Administration supports the McCain-Feingold and Shays-Meehan legislation that would ban "soft money" and increase disclosure of independent expenditures.

I. Legislative Status: Shays-Meehan passed the House last year and with the increase in Democratic Members should be able to muster a majority again this year. The Senate sponsors are taking a House-first approach.

II. Presidential Actions:

- Invite sponsors to the White House.

III. Republican Agenda: The Republican Leadership strongly opposes this legislation. Speaker Hastert has placed this bill on the back burner. Getting the bill to the floor may require another successful discharge petition.

8. Tobacco

A. Proposal. Raise the price of cigarettes and other tobacco products; re-affirm full FDA authority to regulate tobacco products; support critical public health care efforts to prevent youth smoking; protect farmers and farming communities; work with states and Congress to enact tobacco legislation to settle Federal Medicaid claims; and recoup federal health costs from tobacco companies.

I. Legislative Status: Bipartisan legislation has been introduced in the Senate (Hutchison and 36 cosponsors) and the House (Bliley and 79 cosponsors) to prevent the federal government from recouping the federal share of the tobacco settlement. The President has made clear that we oppose this legislation because it gives up the federal share of the states' tobacco settlement without any commitment by the states to use the funds to prevent youth smoking, protect tobacco farmers, improve public health, or assist children. The Senate Finance Committee plans a hearing on March 10th, with Jack Lew and Nancy Ann Min DeParle as witnesses. We hope to foster an alternative to the Hutchison/Bliley legislation that could serve as a vehicle for language to reaffirm FDA's authority over tobacco products as well as ensure states spend some of the funds to prevent youth smoking, protect tobacco farmers, improve public health, and assist children. Outlook for our proposed 55 cents-per-pack cigarette tax is less certain, but it could be used to finance a set of targeted tax credits, such as child care and long-term care.

II. Presidential Actions:

- As negotiations with Congress and the states intensify, the President and other members of the Administration should make clear that our overriding priority is to protect children. In particular: The President should reinforce his commitment that a share of tobacco settlement funds should be used to prevent youth smoking, protect tobacco farmers, improve public health, and assist children, through speeches and a veto of the Hutchison/Bliley legislation if necessary.

- Sec. Shalala and Surgeon General Satcher should bring the message outside of the beltway by testifying before state legislatures and other groups about the importance of devoting tobacco funds to public health and children.

- On April 14, Kick Butts Day, we should remind the nation that 1 in 3 teenagers smoke, perhaps by releasing new data.
- To reinforce the importance of FDA's authority over tobacco products, we could release new data on the results of retailer "stings" targeted at reducing youth tobacco access/
- When the Justice Department is ready, the President could unveil federal litigation to recover federal health announcement on DOJ recoupment litigation.

III. Relationship to Republican Agenda and Priorities: Congressional Republicans are trying to be responsive to the governors by supporting their efforts to forgo the federal share of the state settlement (Hutchison/Bliley bills) but some are concerned that such legislation could become a vehicle for other tobacco measures. Republicans may try to use our proposals to label us as "tax and spend" liberals.

9. Welfare Reform

A. Reauthorize Welfare-to-Work Program and Related Budget Initiatives. To help those remaining on the welfare rolls make a successful transition to work, help those who have gone to work succeed in the workforce, and help low income fathers better support their children, the budget proposes \$1 billion to reauthorize the Welfare-to-Work program in FY 2000. The budget also proposes an additional \$75 million to double funding for Access to Jobs transportation grants, \$144 million for a 50% increase in welfare-to-work housing vouchers, and an extension of employer tax credits for hiring welfare recipients and other disadvantaged individuals.

I. Legislative Status:

- Welfare-to-Work reauthorization -- Rep. Cardin has expressed interest in introducing legislation. Senate sponsors are still being determined, as is possibility of bipartisan support. The House Ways and Means Committee plans to hold hearings on welfare reform in March and April. The major challenge on the Hill is justifying additional Welfare to Work funding when states have significant unobligated TANF reserves.
- Access to Jobs -- Secretary Slater will testify on DOT budget March 4th and 17th.
- Housing Vouchers -- Secretary Cuomo will testify on HUD budget March 10th/11th and again in April. Senator Mikulski is key though needs convincing on this issue; House support needs to be developed.

II. Presidential Actions:

- The President unveiled these initiatives at a White House event on January 25th. The new focus on fathers was well-received by a wide range of groups who appreciate the attention both the Vice President and President have paid to fatherhood issues and see this as a significant new step.
- It is critical that the Administration demonstrate support for the Welfare-to-Work initiatives while also fighting to maintain funding for the TANF block grants. As the President continues to tout our successes with welfare reform in his speeches, we should also continue to remind people how our initiatives will help address the remaining

challenges. In particular, we should highlight how the WtW funds are targeted to those communities and individuals facing the greatest challenges and how these funds help former welfare recipients move up the employment ladder.

- DOT expects \$75 million in FY 99 Access to Jobs grants to be ready for release after mid-March. The President could announce these grants, praise innovative local projects, and highlight our initiative to double funding in FY 2000.
- The President could do a Fathers Day event focusing on responsible fathers, highlighting a local program that is using current WtW funds to help low income non-custodial fathers and building support for our FY 2000 initiative. We could probably identify some new research findings to announce.
- The Welfare to Work Partnership has a major convention scheduled for August 2-4 in Chicago which will bring together several thousand businesses and service providers. This falls close to the third anniversary of signing welfare reform and would be an opportunity for the President to highlight both our tremendous success to date and the remaining challenges.
- In mid-late summer, the Administration will award \$200 million in bonus funds to states who do the best job placing welfare recipients in jobs and ensuring they succeed in those jobs. This would make an excellent Presidential announcement.
- Given his long-standing leadership on the Fatherhood issue and his commitment to Welfare to Work, Vice President Gore should do an event highlighting how the Welfare to Work reauthorization proposal ties these two issues together. We will work with the VP's staff to identify event opportunities.

III. Republican Agenda:

- With the exception of the Fathers initiative within Welfare-to-Work, Republicans have not expressed support for Welfare-to-Work reauthorization to date. In the January 30th Republican radio address, Governor Keating charged the Administration with shifting welfare funds into programs with more strings attached; Representative Goodling has focused on the TANF surpluses; and Senator Voinovich sent around a letter reminding his Senate colleagues why he turned this money down as Governor.
- Some Republicans continue to look at the TANF reserves as a potential funding source for other priorities. This would be seen as breaking a deal with states and would encounter major opposition from Governors of both parties.
- Last session, Rep. Shaw introduced 'Fathers Count' block grant legislation. While there continues to be interest among Republicans on this issue, it is not yet clear whether Rep. Johnson will introduce similar legislation now that she has assumed leadership of the Human Resources Subcommittee. There is some danger that Republicans will take the Fathers piece of Welfare-to-Work without the rest of the program.

B. Restoring Benefits to Legal Immigrants. Build on the progress already made in 1997 and 1998 by restoring additional SSI, Medicaid and Food Stamp benefits to vulnerable categories of legal immigrants, at a cost of \$1.3 billion over five years.

I. Legislative Status: Legislation similar to the Administration may be introduced by Sen. Moynihan and Rep. Levin. No hearings pertaining to this issue are scheduled. In the

House, the Agriculture, Commerce and Ways and Means Committees will have jurisdiction. In the Senate both the Finance and Agriculture Committees have jurisdiction.

II. Presidential Actions:

- The importance of this initiative can be mentioned in speeches concerning: welfare, legal immigration, nutritional assistance programs, kids' health care, and disability assistance, particularly in states with large immigrant populations (the proposal was announced by the Vice President in California). It is important that both the immigrant groups, the public-health community, and local elected officials are periodically reminded of the Administration's commitment to this issue.

III. Republican Agenda: The tide has turned on anti-immigrant sentiment and the usual strong opposition from Republicans on this issue seems to have been replaced by muted restraint. They are unlikely to openly oppose the package in fear of offending Latinos and other minorities -- groups they believe they must reach out to.

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

CREATION DATE/TIME: 3-MAR-1999 19:43:16.00

SUBJECT: Passenger Bill of Rights

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

READ:UNKNOWN

TEXT:

You asked us to look into doing on a Passenger Bill of Rights. It turns out that Dorothy Robyn at NEC started a "crash" project with Transportation on drafting legislation. Gene saw an article about it and told Dorothy to get it done before some hearings on this issue on March 11. We will send you the paper describing what they came up with tomorrow.