

NLWJC - KAGAN

EMAILS CREATED

ARMS - BOX 004 - FOLDER 002

[8/3/1997 - 8/14/1997]

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. email	Elena Kagan to Minyon Moore; RE: DPC Slot (partial) (1 page)	08/03/1997	P6/b(6)
002. email	Elena Kagan to Diana Fortuna re: Mtg. on Monday [partial] (1 page)	08/05/1997	P6/b(6)
003. email	Elena Kagan to Debbie Bengtson; RE: Birthday (1 page)	08/07/1997	Personal Misfile
004. email	Elena Kagan to Laura Emmett; RE: Birthday (1 page)	08/07/1997	Personal Misfile
005. email	Elena Kagan to Robert Schroeder; RE: Your car (1 page)	08/07/1997	Personal Misfile
006. email	Elena Kagan to Cynthia Rice; RE: Welfare Interview (1 page)	08/07/1997	P6/b(6)
007. email	Elena Kagan to Jennifer Klein; RE: Child Care Conference (partial) (1 page)	08/11/1997	P6/b(6)
008. email	Elena Kagan to Charles Ruff; RE: Crack (1 page)	08/12/1997	P6/b(6)

COLLECTION:

Clinton Presidential Records
 Automated Records Management System (Email)
 OPD ([From Elena Kagan])
 OA/Box Number: 250000

FOLDER TITLE:

[08/03/1997 - 08/14/1997]

2009-1006-F

db1589

RESTRICTION CODES

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

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

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

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
- b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
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- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-AUG-1997 14:25:31.00

SUBJECT: disabilities eo

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

READ:UNKNOWN

TEXT:

where are we on this? I did nothing while you were on vacation because the ADA deadline disappeared. But we should push this along. (wasn't there some other date that made sense?) Let me know what you need me to do, if anything. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-AUG-1997 14:29:26.00

SUBJECT: National Board for Professional Teaching Standards event

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

READ:UNKNOWN

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

READ:UNKNOWN

TEXT:

Please put this request in to the scheduling office when Mike gives you the information. As Mike says, the President sent out a note to Bruce and the scheduling office saying that he was inclined to do this. Our message to scheduling is that he should, even if not as a message event.

----- Forwarded by Elena Kagan/OPD/EOP on 08/03/97 02:28 PM -----

Michael Cohen

08/02/97 10:10:19 PM

Record Type: Record

To: Elena Kagan/OPD/EOP

cc: Christa Robinson/OPD/EOP

Subject: National Board for Professional Teaching Standards event

You sent me a copy of the note Jim Hunt sent gave to the President at the NGA meeting in which he asked the President to hold a WH reception for the Board, including the 600 Board teachers who will be invited to this. The Board will meet Oct 23-25 in DC.

I think we should do this. This will give the national board a big boost, and will be an honor for the board certified teachers. It's recognition they deserve.

The President indicated he is inclined to do it--that's always an important clue. This will be Hunt's final meeting as chair of the Board; it will mean a lot to Hunt to get this to happen. (Both Hunt's staff and the National Board staff have been lobbying me on this for a while.)

The President is a big fan of the board, and a big fan of Jim Hunt. Riley will also support this request--he is also a fan of Hunt and the Board, and the three of them have a mutual admiration society based on their early leadership of education reform in the early 80's. Hunt is also working Erskine on this.

I have a copy of an letter the board sent to POTUS for this meeting--just got it the other day. I'll put it together with what you sent me and send to Christa for a scheduling request.

Two other important things: (1) I don't think we have an obvious policy announcement to go with this event, so I don't think we should sell this as a message event. We can try to work on something from the pool of ideas we have been working on, but I don't have anything specific in mind. (2) Part of Hunt's motivation is to use the event in some fashion to encourage the business community to contribute to the Board. I don't

know if he is going to ask the President to make a pitch to the business leaders who would be invited, but I think we need to find out exactly what Hunt and the Board have in mind, and exactly what is and is not permissible, before we get too far down the road.

Withdrawal/Redaction Marker

Clinton Library

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001. email	Elena Kagan to Minyon Moore; RE: DPC Slot (partial) (1 page)	08/03/1997	P6/b(6)

COLLECTION:

Clinton Presidential Records
Automated Records Management System (Email)
OPD ([From Elena Kagan])
OA/Box Number: 250000

FOLDER TITLE:

[08/03/1997 - 08/14/1997]

2009-1006-F
db1589

RESTRICTION CODES

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RR. Document will be reviewed upon request.

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- b(1) National security classified information [(b)(1) of the FOIA]
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- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
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- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-AUG-1997 15:08:55.00

SUBJECT: dpc slot

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

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

TEXT:

Another reminder: could you give me some names for an special assistant slot? Portfolio is negotiable, but is likely to include a fair bit of work on the race initiative.

[REDACTED] P6(b)(6)

[REDACTED] P6(b)(6)

[001]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 3-AUG-1997 16:17:46.00

SUBJECT: child care legislation

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

TEXT:

I thought the materials you gave me from ndcbi on child care legislation were very helpful. do you know if hhs has any side-by-sides or bill analyses of these or any other bills? should we make them prepare these if they don't?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 4-AUG-1997 14:46:13.00

SUBJECT: Re: millenium

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

TEXT:

i hope not much. it is pretty awful -- the millenium as brought to you by
PBS. i hope you can improve it.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 4-AUG-1997 14:43:51.00

SUBJECT: Re: disabilities eo

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

READ:UNKNOWN

TEXT:

yes, get laura to set it up, and make sure we have some time to talk
beforehand.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 4-AUG-1997 14:41:57.00

SUBJECT: Re: contraceptive bill

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

READ:UNKNOWN

TEXT:

set up a meeting.

----- Forwarded by Elena Kagan/OPD/EOP on 08/04/97 02:44 PM -----

Jennifer L. Klein

08/04/97 02:33:18 PM

Record Type: Record

To: Elena Kagan/OPD/EOP, Christopher C. Jennings/OPD/EOP

cc:

Subject: Re: contraceptive bill

I think we should all talk. As Chris knows, this was supposed to be one of the issues discussed in our women's health meeting -- which Kevin Thurm is avoiding like the plague. Let's just go ahead without them.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-AUG-1997 16:54:20.00

SUBJECT: Re: Reply to member of Congress on Domestic Violence

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

READ:UNKNOWN

TEXT:

hmm.. this sound colder than the last one. am i wrong?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-AUG-1997 16:52:01.00

SUBJECT: Re: Mtg. on Monday

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

READ:UNKNOWN

TEXT:

program world too. radd is now spending all her time on fast track.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-AUG-1997 14:22:02.00

SUBJECT: Re: child care

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

TEXT:

that's where we're heading on a policy proposal, assuming omb makes it possible. but i doubt we're going to be able to completely leapfrog the budget process on this.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-AUG-1997 14:27:56.00

SUBJECT: Request for VP event/announcement ideas for September

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

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

TEXT:

any ideas?

----- Forwarded by Elena Kagan/OPD/EOP on 08/05/97 02:27
PM -----

Eli G. Attie
08/05/97 11:25:26 AM
Record Type: Record

To: See the distribution list at the bottom of this message
cc: Lorraine A. Voles/OVP @ OVP
Subject: Request for VP event/announcement ideas for September

An all-points bulletin:

Ron Klain is hoping to find some solid events for the VP to do, with hard news value, the first week of September (when the President will still be on vacation). In particular, he thought it made sense to find things we could do to show that we were implementing the budget agreement -- demonstrating how people can claim the HOPE scholarship, rolling out more detail of the welfare-to-work provisions, announcing what's happening on child health, etc.

Any ideas or proposals?

Many thanks...

Message Sent

To: _____
Gene B. Sperling/OPD/EOP
Jonathan A. Kaplan/OPD/EOP
Christopher C. Jennings/OPD/EOP
Jake Siewert/OPD/EOP
Elena Kagan/OPD/EOP
Bruce N. Reed/OPD/EOP
Thomas L. Freedman/OPD/EOP

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-AUG-1997 16:52:31.00

SUBJECT: Re: Religious Freedom

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

READ:UNKNOWN

TEXT:

you should go, but don't volunteer us for the shitwork.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-AUG-1997 16:48:38.00

SUBJECT: Re: Likely Domestic Violence meeting

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

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

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

TEXT:

i'm getting tired of maria calling such meetings. i doubt she'll do this,
given our reaction to her education meeting. we shall see.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-AUG-1997 16:41:47.00

SUBJECT: Re: Hopwood/209

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

TEXT:
also susan liss from the vp's office and someone from public liaison.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-AUG-1997 18:07:38.00

SUBJECT: Re: Reply to member of Congress on Domestic Violence

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

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

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

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

TEXT:

it would be unpleasant. hilley wanted us to do such a meeting (at least according to janet). it's great that the rule gives us an excuse.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-AUG-1997 19:20:24.00

SUBJECT: thanks

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

READ:UNKNOWN

TEXT:

that was awfully nice of the vp.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-AUG-1997 19:16:44.00

SUBJECT: Re: Millenium

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

READ:UNKNOWN

TEXT:

I'm not eager to take this own. I've asked tom freedman to be our contact person. let's leave it at that for now.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-AUG-1997 19:17:52.00

SUBJECT: Re: Reply to member of Congress on Domestic Violence

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

READ:UNKNOWN

TEXT:

looks good. thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-AUG-1997 16:49:57.00

SUBJECT: Re: Erskine letter

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

TEXT:
yes, you're right about this. thanks.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
002. email	Elena Kagan to Diana Fortuna re: Mtg. on Monday [partial] (1 page)	08/05/1997	P6/b(6)

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OPD ([From Elena Kagan])
OA/Box Number: 250000

FOLDER TITLE:

[08/03/1997 - 08/14/1997]

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

CREATION DATE/TIME: 5-AUG-1997 14:26:32.00

SUBJECT: Re: Mtg. on Monday

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

READ:UNKNOWN

TEXT:

[REDACTED] P6(b)(6) my instinct is to invite omb, but if you think i'm wrong, let me know how come.

[002]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-AUG-1997 14:23:29.00

SUBJECT: Childcare conference

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

TEXT:

jen -- what do you think? given union resistance to afterschool programs,
i think this would be a good idea.

----- Forwarded by Elena Kagan/OPD/EOP on 08/05/97 02:22
PM -----

Maria Echaveste
08/04/97 07:56:59 PM
Record Type: Record

To: Jennifer L. Klein/OPD/EOP, Elena Kagan/OPD/EOP
cc: Marjorie Tarmey/WHO/EOP, William H. White Jr./WHO/EOP
Subject: Childcare conference

Folks--I have received a request from NEA to meet with the folks
organizing the childcare conference. Mary Elizabeth Teasley is interested
in exploring ideas for the conference; would you like me to arrange a
meeting? I know you have been taking the lead on bringing in people for
outreach--did you do educators? Should she be brought in as part of
another groups? Please advise; thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-AUG-1997 18:03:45.00

SUBJECT: Re: AP Meckler talking to Treasury

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

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

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

TEXT:
he should tell her she's in good company.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-AUG-1997 16:49:20.00

SUBJECT: Re: Prop. 209/Hopwood

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

TEXT:
that's fine.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 5-AUG-1997 16:43:09.00

SUBJECT: Re: Likely Domestic Violence meeting

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

READ:UNKNOWN

TEXT:

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 6-AUG-1997 12:01:00.00

SUBJECT: Re: VP message events...

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

READ:UNKNOWN

TEXT:

call bill kincaid on both. thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 6-AUG-1997 17:07:41.00

SUBJECT: Re: Did Elena do a Q&A on FLSA for today's press conference?

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

READ:UNKNOWN

TEXT:

nope; but don't we have a pretty recent one?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 6-AUG-1997 17:08:57.00

SUBJECT: Re:

TO: Sanders D. Korenman (CN=Sanders D. Korenman/OU=CEA/O=EOP @ EOP [CEA])

READ:UNKNOWN

TEXT:

nope; that was when my meeting with judy was. i'll call you.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 6-AUG-1997 14:57:37.00

SUBJECT: Re:

TO: Sanders D. Korenman (CN=Sanders D. Korenman/OU=CEA/O=EOP @ EOP [CEA])

READ:UNKNOWN

TEXT:

3:00 meeting.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 6-AUG-1997 12:03:16.00

SUBJECT: Re: Child Care Mtg. on Tax/Subsidy Issues

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

READ:UNKNOWN

TEXT:

----- Forwarded by Elena Kagan/OPD/EOP on 08/06/97 12:03
PM -----

Anne H. Lewis

08/06/97 10:43:54 AM

Record Type: Record

To: Laura Emmett/WHO/EOP

cc: Elena Kagan/OPD/EOP, Nicole R. Rabner/WHO/EOP, Jennifer L.
Klein/OPD/EOP

Subject: Re: Child Care Mtg. on Tax/Subsidy Issues

Since Mark Mazur no longer works at the White House, can we include Peter Orszag (PhD economist at NEC) in the working group

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 6-AUG-1997 11:59:48.00

SUBJECT: Re: Higher Ed Act Title III

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

READ:UNKNOWN

TEXT:

you bet

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 6-AUG-1997 14:58:01.00

SUBJECT: Re: Tobacco Review Meeting w/ POTUS

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

READ:UNKNOWN

TEXT:

next week with shalala

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 6-AUG-1997 12:04:36.00

SUBJECT: Re: Millenium Scholars

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

READ:UNKNOWN

TEXT:

tom freedman is our general contact on the millenium, but i don't think he has been working on this particular project.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-AUG-1997 11:47:36.00

SUBJECT: weekly

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

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

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

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

TEXT:

For the weekly: cynthia and diana -- a preview of Tuesday, Cal and NY plans, and answers to POTUS questions on performance bonus, hardship exemption, and child support; Chris and Sarah -- preview of ped labelling (I didn't do this last week), and an update on what happened to (and what will happen to) the FDA reform bill.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
003. email	Elena Kagan to Debbie Bengtson; RE: Birthday (1 page)	08/07/1997	Personal Misfile

COLLECTION:

Clinton Presidential Records
Automated Records Management System (Email)
OPD ([From Elena Kagan])
OA/Box Number: 250000

FOLDER TITLE:

[08/03/1997 - 08/14/1997]

2009-1006-F

db1589

RESTRICTION CODES

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

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

P1 National Security Classified Information [(a)(1) of the PRA]
P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
P3 Release would violate a Federal statute [(a)(3) of the PRA]
P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

b(1) National security classified information [(b)(1) of the FOIA]
b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
004. email	Elena Kagan to Laura Emmett; RE: Birthday (1 page)	08/07/1997	Personal Misfile

COLLECTION:

Clinton Presidential Records
Automated Records Management System (Email)
OPD ([From Elena Kagan])
OA/Box Number: 250000

FOLDER TITLE:

[08/03/1997 - 08/14/1997]

2009-1006-F
db1589

RESTRICTION CODES

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RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-AUG-1997 11:40:10.00

SUBJECT: Re: Child care

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

TEXT:

We're definitely going to do something on getting parents the information they need. This may (or may not) be it. I'll speak with Jen on Monday when she returns. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-AUG-1997 09:17:10.00

SUBJECT: Re: Hate Crimes and race

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

READ:UNKNOWN

TEXT:

The hate crimes conference is going to be part of the race initiative (that month's event). Isn't there also some legislation being prepared expanding penalties for hate crimes? Please keep in close touch with this and keep me up-to-date. thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-AUG-1997 11:34:29.00

SUBJECT: Re: welfare interview

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

READ:UNKNOWN

TEXT:

sure. i talked with her for her last welfare piece just before the nga
speech, but i'll try to think of something new to say.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
005. email	Elena Kagan to Robert Schroeder; RE: Your car (1 page)	08/07/1997	Personal Misfile

COLLECTION:

Clinton Presidential Records
Automated Records Management System (Email)
OPD ([From Elena Kagan])
OA/Box Number: 250000

FOLDER TITLE:

[08/03/1997 - 08/14/1997]

2009-1006-F
db1589

RESTRICTION CODES

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

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RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-AUG-1997 19:49:06.00

SUBJECT: Re: Hate Crimes and race

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

READ:UNKNOWN

TEXT:

The hate crimes conference is going to be part of the race initiative
(that

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
006. email	Elena Kagan to Cynthia Rice; RE: Welfare Interview (1 page)	08/07/1997	P6/b(6)

COLLECTION:

Clinton Presidential Records
Automated Records Management System (Email)
OPD ([From Elena Kagan])
OA/Box Number: 250000

FOLDER TITLE:

[08/03/1997 - 08/14/1997]

2009-1006-F
db1589

RESTRICTION CODES

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

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C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

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

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RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

[005]

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

CREATION DATE/TIME: 7-AUG-1997 11:37:50.00

SUBJECT: welfare interview

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

READ:UNKNOWN

TEXT:

I said yes; now what do i say?

----- Forwarded by Elena Kagan/OPD/EOP on 08/07/97 11:37 AM -----

Barry J. Toiv

08/07/97 10:59:33 AM

Record Type: Record

To: Elena Kagan/OPD/EOP

cc: Cynthia A. Rice/OPD/EOP, Diana Fortuna/OPD/EOP

Subject: welfare interview

Can you, today, call Jodi Enda of Knight-Ridder (Philadelphia Inquirer, Miami Herald, Detroit Free Press, San Jose Mercury, and many others) to talk about welfare to work for a weekend piece she's working on? She's going to go to spend a couple days in St. Louis and attend our event there, and she wants to talk about difficulties of welfare-to-work, etc. Her number is [REDACTED] How about it?

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-AUG-1997 19:47:05.00

SUBJECT: Re: Heads-up on reg issues

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

TEXT:

yes, that sounds great. many thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 7-AUG-1997 11:40:57.00

SUBJECT: Re: Hate Crimes and race

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

READ:UNKNOWN

TEXT:

great. thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 8-AUG-1997 12:28:45.00

SUBJECT: Comments on Tobacco draft

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

TEXT:

Maybe one way to make it a bit less confusing (I was in Bruce's office when you called) is to say that the AG's proposal is based on a bill offered by Waxman. Or something like that.

----- Forwarded by Elena Kagan/OPD/EOP on 08/08/97 12:27 PM -----

Bruce N. Reed
 08/08/97 11:38:30 AM
 Record Type: Record

To: Elena Kagan/OPD/EOP
 cc:
 Subject: Comments on Tobacco draft

----- Forwarded by Bruce N. Reed/OPD/EOP on 08/08/97 11:38 AM -----

Bruce N. Reed
 08/08/97 11:38:13 AM
 Record Type: Record

To: James T. Edmonds/WHO/EOP
 cc:
 Subject: Comments on Tobacco draft

The draft is good. We forgot to give you something on the settlement. Here are a few suggestions to put the EO in context.

p. 1, graph 1: Today I want to talk to you about what we are doing to reduce smoking, especially by young people, and to protect Americans from the dangers of deadly...

p. 1, graph 3: Add a new second sentence, along the lines of "We told the tobacco companies to stop marketing to young people: sell to adults if you wish, but draw the line at children."

p. 1, graph 4: Here's the place to say more about our overall effort. Something like:

We must do more to protect all Americans from the dangers of smoking. The balanced budget I signed earlier this week includes a 15-cents-a-pack cigarette tax that will help states provide health care for up to 5 million uninsured children, and help prevent many young people from taking up smoking in the first place. This fall, I hope we will begin an important national debate on additional measures we can enact to reduce

smoking, especially by children.

I applaud the state attorneys general and public health advocates for providing us an extraordinary opportunity to build on our efforts on tobacco. One very important part of the attorneys generals' plan is a proposal by Rep. Henry Waxman of California to protect those who don't use tobacco from the threat of second-hand smoke.

p. 1, graph 5: Drop the first sentence ("Many of us are offended..." -- sounds elitist) and the last sentence ("And of those deadly substances" -- no point apologizing for asbestos)

p. 2, graph 1: Drop the last half of the last sentence ("...and their efforts have improved the quality of life etc." -- makes it sound like what we're doing today is already done)

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 9-AUG-1997 15:48:25.00

SUBJECT: Re: WEEKLY

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

READ:UNKNOWN

TEXT:

I do care. Thank you.

August 9, 1997

MEMORANDUM FOR THE PRESIDENT

FROM: Bruce Reed
Elena Kagan

SUBJECT: DPC Weekly Report

1. Welfare Reform: Council of Economic Advisers' Analysis of Child-Only Cases -- In response to a recent item in CEA's weekly economic briefing on the growth of child-only welfare cases, you asked whether certain features of the welfare law need to be fixed.

The issue is that one part of the law appears to treat states with growing numbers of child-only cases unfavorably, while another part of the law is too generous to such states. Since child-only cases count when measuring a state's caseload reduction credit, a growing child-only caseload reduces the size of that credit -- and means a state must put more people to work. On the other hand, a state with more child-only cases can grant more "hardship exceptions" to the 5-year time limit. This is because these cases are included in the denominator of the 20% hardship exception calculation despite the fact that none of them need the exception because they are excepted elsewhere in the law.

We do not believe a fix is needed at this time. On the caseload reduction credit, the tremendous decline in welfare caseloads is already making the work participation rates far easier to meet than expected. In addition, letting states calculate the credit by excluding child-only cases might even give states an incentive to sanction parents and create more child-only cases. Regarding time limits, we are loath to re-open the issue of time limit exceptions so early in the implementation process and when there are many groups (battered women, disabled, etc.) that are pressing for more exceptions, not fewer in this area.

2. Welfare Reform: Agreement in New York State and California on Welfare -- In the past week or so, state officials in New York State and California finally reached agreement on welfare plans.

New York State passed a budget that includes its welfare changes. The new law requires that all individuals able to work must accept a workfare assignment offered to them. New parents are exempt from work requirements until the infant is 3 months old, with extensions allowed until the age of one. The plan also exempts from work those who are over 60, ill or incapacitated, or needed in the home because of the illness or incapacity of a family member. In response to a recent notorious case where a woman on general assistance with a history of illness died on a work assignment, counties must make work assignments consistent with an individual's limitations and

consider an individual's medical reports. Counties must allow workfare on college campuses for students on welfare, an idea Mayor Giuliani has resisted and continues to resist. The plan also increases the amount of earnings that can be disregarded for welfare purposes. Child care will be provided for children under 13 whose parents are assigned to work. The state will construct a system of incentives and penalties for counties to encourage them to move people from welfare to work. The final plan preserves current benefit levels, rejecting Governor Pataki's proposal to keep dropping benefits as a family approaches the five year time limit. The legislature also rejected Pataki's plan to block grant TANF funds to counties.

After five years, families with children can move to a "safety net" program that features non-cash benefits (presumably using state rather than federal funds). Also in this program are those without children and immigrants not eligible for federal funds.

New York chose to take advantage of a new state option to purchase food stamps from USDA for legal immigrants who will otherwise lose benefits under federal law on August 22. New York will buy food stamps for elderly or disabled legal immigrants and legal immigrant children, which will preserve benefits for about two-thirds of legal immigrants.

After a confrontation in California last month that culminated in Governor Wilson's veto of a Democratic bill, the Governor and the legislature reached an agreement earlier this week. They compromised on a plan to limit new welfare recipients to 18 months of benefits, with a six-month extension option. Current recipients can get 24 months of benefits and then must leave the rolls for at least a year before they can requalify for benefits. Able-bodied adults must work or be in training for at least 20 hours a week; in the year 2000, that requirement increases to 32 hours a week. Women with infants are exempt from the work requirements for three months to one year, at the county's option. Children can continue to get aid after their parents reach the five-year lifetime limit.

The state also enacted a lifetime ban on welfare for convicted drug felons. Democrats were unable to win approval of assistance to legal immigrants losing federal food stamps, or of a partial state takeover of the state general assistance program.

3. Welfare: Child Support Enforcement -- In light of the recent GAO study criticizing states for not putting in place automated child support enforcement systems, you asked how we have increased collections by 50 percent since 1992 and what more we could do. While as many as eight states have told HHS that their computer systems won't be ready for certification by October 1st, some of those states are using computers in some parts of their states already. Even the GAO report acknowledges that the systems in place have helped those states improve collections. The real problem is that this October 1st deadline is only for the computer systems needed to implement the provisions of the 1988 Family Support Act -- all of these computer systems will need to be updated and revised to enforce the new hire reporting, license revocation, centralized state collections, and paternity establishment rules enacted as part of welfare reform. And, as you noted in your July 28th speech to the National Governors' Association, not all states have even put in place the required state child support laws necessary to begin implementation of the new provisions.

Of course, increased federal and state efforts made even before the new law have paid off. As you know, we increased child support collections from \$8 billion in 1992 to \$12 billion in 1996. But during the same time the percentage of cases in which we collected support remained nearly constant at 20 percent, because both the number of overall cases and the number of cases with collections both increased. And despite our increased collections, we still collect only a fraction of what's owed. For example, in fiscal year 1995, states collected \$8.2 billion of the \$15.5 billion of current support owed and \$2.4 billion of the \$34.5 billion of past support owed, a collection rate of 54 percent for current support and 7 percent for past support.

We believe that post-Balanced Budget Act, we should devote more attention to ensuring states are implementing the tough new rules enacted last year. This is one reason why we suggested that in your speech to the National Governors' Association you take states to task over child support enforcement and were pleased that you urged "all the states to put in place these tough, state-wide child support collections mechanisms as fully and quickly as possible."

Now that you've issued the challenge, we need to help make it happen. We propose to establish a child support enforcement oversight working group with DPC, NEC, Intergovernmental Affairs and key HHS, Treasury, and Dept. of Justice staff to track state efforts and devise ways to ensure they do all they can to build a stronger child support enforcement system.

4. Welfare Reform: Tuesday's Event in St. Louis with the Welfare to Work Partnership

-- On Tuesday you will travel to St. Louis to underscore the critical role of the private sector in welfare reform, praising approximately 200 St. Louis companies that will commit to hire and retain welfare recipients. We suggest you use the opportunity to hail the success of welfare reform nearly one year after making reform the law of the land. We will have new caseload numbers for you to announce (the rolls have declined by almost 3.4 million or 24% since you took office). We would also suggest you highlight your successes in the Balanced Budget Act, which fixes the problems you promised to fix when you signed the law and includes a welfare-to-work tax credit and a \$3 billion fund to help move a million more people from welfare to work. You could also announce that the Welfare to Work Partnership stands ready to help companies all across the nation hire people off welfare, with their "Blueprint for Business" guide and other information which will be available starting Tuesday through their toll free hotline and their web page.

5. Education: Lawsuit on High Stakes Testing in North Carolina -- This week the New York Times and other newspapers reported that the NAACP Legal Defense Fund has filed a federal lawsuit against the Johnston County School District in eastern North Carolina, challenging a year-old policy which requires all students in grades 3 through 8 to achieve a specified score on the North Carolina state reading and math tests before they can be promoted to the next grade. The case is one of the nation's first federal court challenges involving state education standards and high stakes testing.

The suit was brought on behalf of the parents of 14 black, Hispanic, and white students who failed the tests. The parents claim that the tests violate the equal protection rights of minority

students, who disproportionately obtain low scores, and that the district's test procedure discriminates against special education students by failing to provide accommodations, such as extra time. The plaintiffs suggest that the North Carolina state tests were designed to measure how well schools and school systems are teaching the state mandated curriculum, but are not a valid measure of individual student performance. Domestic Policy Council staff has requested a meeting with the Department of Justice to discuss the case.

6. Immigration: Revamping the Immigration System -- The U.S. Commission on Immigration Reform has prepared a draft report on structural reforms to the current immigration system. One of their options for reform is to abolish the Immigration and Naturalization Service (INS) and delegate its main functions to the Departments of State, Labor, and Justice. Under this scenario, the Department of Justice would be responsible for immigration enforcement, including the Border Patrol, investigations, detentions, and deportations; the State Department could perform functions relating to immigration benefits, services, and visa processing; and the Department of Labor would have responsibility for all workplace-related immigration activities. The report makes no assessment of operational difficulties posed by this option, nor an estimate of cost.

The report also provides other options for structural reforms including: establishing a new Cabinet-level department or independent agency; creating an Office for Immigration Policy at the Domestic Policy Council; and establishing a standing body responsible for immigration policy development, similar to the EEOC or the FCC. The Commission's final report will be released in late September.

7. Crime: Community Policing Grants -- On Thursday, August 7, the COPS Office released \$92 million in universal hiring grants to fund approximately 1,300 officers in 48 states. To date, the COPS program has funded an estimated 63,000 police officers and deputies.

Implementation of Children's Health Initiative. We have started a process with HHS, OMB, the First Lady's office, and others designed to assure an effective implementation of the new children's health initiative. By next week, we will have completed a timetable that outlines important due dates for any necessary guidelines and regulations to help the states interpret and design children's health plans. It will also list meetings/forums with state representatives (Governors, Medicaid Directors, etc.), children's advocates, health care providers and others who are extremely interested in the new children's health options. We will be evaluating whether participation by you, the First Lady, Donna and other principals may be desirable to highlight the new Federal dollars and opportunities to cover uninsured children. We are also producing responses to frequently asked questions about the new law, so interested parties have a good sense of the statute and the process for implementing it. Lastly, we are now reaching out to foundations to determine their interest in using private dollars for outreach efforts designed to cover the 3 million children currently eligible but not enrolled in Medicaid. There seems to be a good deal of interest and we will keep you informed of developments.

Pediatric Labeling. Next Wednesday, the Vice President, the First Lady and you are scheduled to participate in an event that announces a new pediatric labeling regulation from the FDA that will ensure that drug companies test their products specifically on children and provide appropriate dosage levels to pediatricians and other health care professionals. Despite years of attempts at voluntary compliance, the drug industry still rarely does needed testing on and labeling for children. As a result, doctors either do not prescribe needed medications (for fear of hurting their patients) or attempt to approximate dosage levels, too frequently resulting in under or over-medicating fragile, young patients. Pediatricians, children's hospitals, consumer advocates, and AIDS groups (there has been little testing on the impact of protease inhibitors on children) are strongly endorsing this regulation.

Arizona State Board Declines to Participate in National Tests. This week you received a letter from the President of the Arizona State Board of Education declining to participate in the national tests. The letter implies that Arizona's state standards are higher than the national standards, claims that the national standards take the "whole language" side in the reading debate, voices concern over a lack of guaranteed financial support after the first year of the tests (saying this would then become an "unfunded mandate"), and complains about professional development and other burdens that local districts would incur. The board's position is not surprising in light of the generally critical view of the federal role in education expressed by the state's elected superintendent of public instruction. The Department of Education is hosting a briefing for representatives of governors and chief state school officers on August 19th, which will provide a useful forum to counter some of the inaccuracies contained in the Arizona letter.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:10-AUG-1997 14:01:43.00

SUBJECT: Re: race/urban education meeting

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

TEXT:

Bill -- what's this about?

----- Forwarded by Elena Kagan/OPD/EOP on 08/10/97 02:04
PM -----

Maria Echaveste
08/06/97 10:21:01 AM
Record Type: Record

To: William R. Kincaid/OPD/EOP
cc: Bruce N. Reed/OPD/EOP, Elena Kagan/OPD/EOP
Subject: Re: race/urban education meeting

Bill--thanks for the update. I would like some more info on the higher ed reauthorization. I also saw Mike's memo re the timeline for resolving issues relating to testing--I'm fine with--I told Elena that someone just needed to check with Janet Murguia if the timetable was ok for her members. lastly--the North Carolina lawsuit on testing needs to be factored in our discussion--I talked briefly to Bruce about this.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:10-AUG-1997 14:21:38.00

SUBJECT: REMINDER:

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

TEXT:
----- Forwarded by Elena Kagan/OPD/EOP on 08/10/97 02:24
PM -----

Kevin S. Moran
08/10/97 02:08:09 PM
Record Type: Record

To: See the distribution list at the bottom of this message
cc:
Subject: REMINDER:

You are cordially invited to attend
a farewell reception for
Donald A. Baer,
Assistant to the President and Director of Strategic Planning

Indian Treaty Room
Old Executive Office Building
Monday, August 11, 1997
4:30 p.m. - 6:30 p.m.

Note:Program to begin at approximately 4:45 pm.

Message Sent

To: _____
All WHO Users
All OPD Users
All NSC Users
All Staff
All CEQ Users
All CEA Users

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:10-AUG-1997 15:44:44.00

SUBJECT: Re: radio address

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

TEXT:

I had thought education, but it changes too fast for me to keep up with. Whatever the current plans, ed should be working on this, because it is likely to change five more times between now and then. In other words, presume the radio address will be on education, and make sure the department does so as well.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:10-AUG-1997 15:45:25.00

SUBJECT: testing policy

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

READ:UNKNOWN

TEXT:

----- Forwarded by Elena Kagan/OPD/EOP on 08/10/97 03:47
PM -----

William R. Kincaid
08/10/97 03:28:03 PM
Record Type: Record

To: Elena Kagan/OPD/EOP
cc:
Subject: testing policy

fyi --

I understand that OCR at ED is close to releasing some guidance on testing policy, though it can't go out yet because Mike Smith has not reviewed it. I imagine that whoever attends our meeting on NC Tuesday for OCR will be aware of this and will bring it up. This is the kind of thing that the rest of ED usually has to treat fairly delicately. Between now and then I'll try to get a better sense of what the guidance entails.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:10-AUG-1997 15:45:14.00

SUBJECT: Re: testing policy

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

READ:UNKNOWN

TEXT:

actually, see if you can a draft. thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:10-AUG-1997 15:43:01.00

SUBJECT: Re: testing policy

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

READ:UNKNOWN

TEXT:

great

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:10-AUG-1997 13:46:27.00

SUBJECT: processes, processes, processes

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

TEXT:

I need yours. (In fact you have to come up with more because they're so late -- a form of interest.) Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-AUG-1997 13:10:51.00

SUBJECT: notes from meeting

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

TEXT:

----- Forwarded by Elena Kagan/OPD/EOP on 08/11/97 01:10
PM -----

Andrew J. Mayock
08/11/97 01:04:33 PM
Record Type: Record

To: See the distribution list at the bottom of this message
cc:
Subject: notes from meeting

----- Forwarded by Andrew J. Mayock/WHO/EOP on 08/11/97
01:04 PM -----

Michele Cavataio
08/11/97 11:14:49 AM
Record Type: Record

To: Andrew J. Mayock/WHO/EOP
cc: Audrey M. Hutchinson/PIR/EOP
Subject: notes from meeting

Hi Andrew,
I did not have the mail list for the people who attended Saturday's
meeting so I was hoping you could forward a copy of the notes to them.

Message Sent

To: _____
Sylvia M. Mathews/WHO/EOP
Judith_Winston @ ed.gov @ inet
Rob_wexler @ ed.gov @ inet
Kevin S. Moran/WHO/EOP
Susan M. Liss/OVP @ OVP
Elena Kagan/OPD/EOP
Dawn M. Chirwa/WHO/EOP
Bob J. Nash/WHO/EOP
Janet Murguia/WHO/EOP
Richard L. Hayes/WHO/EOP
Tracey E. Thornton/WHO/EOP

Brainstorming Meeting Notes: President's Race Initiative
August 9, 1997

Getting started

1. 5 goals:
 - a. Articulate the President's vision of a just, unified America
 - b. Educate all Americans about the facts of race
 - c. Promote a constructive dialogue
 - d. Encourage leadership
 - e. Identify and disseminate solutions
2. study-dialogue-action
3. Need a common language to build one America / can we agree on shared values?
 - a. common ground
 - b. opportunity
 - c. family
 - d. race has impeded building of one America

Measures of success

1. Nation is better educated
 - a. Number of blacks in the US is not 50 percent
 - b. Percentage of minorities in America is changing so that there will be no majority race in a few decades
 - c. Discrimination exists
2. Judicial system
 - a. Vigorously enforce civil rights' laws/ commit adequate resources
 - b. Tie federal funds to training
3. Education system
 - a. Broad support for testing
 - b. What kind of public education system do we want? Consider resources, access.
 - c. Admission's criteria -- how to help schools measure all characteristics of a candidate and value diversity
 - d. Quality education at lower levels ensures qualified students in the pipeline

Dialogue

1. Don't let debate focus only on affirmative action
 - a. We need to treat the symptoms until we cure the disease, but we also need to focus on the disease.
2. Debate should move us to acknowledge racial tensions in our history
3. Debate should move from English only to English plus
4. Difference between prejudice which is a belief and racism which is acting on prejudice
5. America needs to agree on common values / aspirations

6. We need to educate Americans on the facts e.g. why are there haves and have nots? What are impediments to equal opportunity?
7. Recognize that not everyone will be starting in the same place
8. Should group membership include people from different races in proportion to population?
 - a. What adjustments do we need to bring about this result?
9. Helpful to understand what majority thinks.
 - a. Whites don't recognize their own privilege
 - b. Where do poor whites fit in the discussion?

Outcomes

1. Is the nation better educated about racism?
2. Do they care?
3. Are they willing to do something about it?

Strategies for realizing outcomes

1. Convince folks that diversity is important. Why?
 - a. Enlightened self interest, globalization of the economy
 - b. We don't have a person to waste
 - c. Reality: whites aren't majority in the future
 - d. Cost of discrimination (need to measure)
2. Use the bully pulpit (President, Cabinet)
3. Bring together CEOs from majority and minority communities
4. Get kids to talk to each other
5. Sponsor a Race for the Races - footrace before town meetings
6. Identify what works and share this information broadly
7. Involve public officials e.g. U.S. Conference of Mayors
8. Involve the media
 - a. Challenge networks to hold their own town meetings
 - b. Create PSAs/ Network sponsorship of primetime PSAs
 - c. Encourage commercials rather than lengthy specials
 - d. Need to educate media, too
9. Sponsor unity concerts

Audience

1. White soccer moms
2. Internet users
 - a. Email (85% has been very positive)
 - b. Capture best practices on website
 - c. Sponsor interactive dialogues
3. Folks who aren't invested
4. People who don't believe that racism exists
 - a. Mystery shopper testing is a good way to demonstrate existence of racism

5. Whites and other races - need to measure changes in attitudes
6. Policy makers
7. Corporate America -- believes in traditional meritocracy, need to broaden vision of what merit is
8. Federal Government must model behavior
 - a. E.g. military believes every person can achieve with adequate support/ training
 - b. How to respond to the culture of entitlement, especially for non-performers

Concluding remarks

1. Year long initiative needs to lay foundation for continued progress
2. Need to narrow focus of initiative to concrete goals

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-AUG-1997 16:38:39.00

SUBJECT: Gambling meeting

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

TEXT:

Ask leanne to come.

----- Forwarded by Elena Kagan/OPD/EOP on 08/11/97 04:38
PM -----

Robert N. Weiner
08/11/97 03:17:42 PM
Record Type: Record

To: Elena Kagan/OPD/EOP, William P. Marshall/WHO/EOP
cc:
Subject: Gambling meeting

Confirming our meeting on gambling in my office, OEOB 128, at 10 am,
Tuesday, August 12. Paul Fishman, and perhaps David Ogeden will attend
from DOJ.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-AUG-1997 12:12:03.00

SUBJECT: Re: Elena -- Sending Q&As to press office

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

READ:UNKNOWN

TEXT:

no, that's fine -- sorry.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-AUG-1997 18:05:07.00

SUBJECT: Re: FLSA Meeting --

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

TEXT:

yes. but get them to send someone. maybe even kitty would want to be there.

**PRESIDENT CLINTON HAILS SUCCESS OF WELFARE REFORM
ONE YEAR AFTER SIGNING REFORM BILL INTO LAW**

August 12, 1997 DRAFT: 8/11/97 1:15 pm

Today, the President highlighted the success of welfare reform nearly one year after signing the welfare law, announcing that caseloads have declined by almost 3.4 million or 24 percent since he took office and showing how the new balanced budget will continue this progress. The President also noted the continuing success of the Welfare to Work Partnership, which now includes over 800 businesses and which today launched a toll-free hotline, web page, and public service announcements to help companies all across the nation hire people off welfare. Finally, the President praised the public-private partnership growing in St. Louis region, where over 300 companies have accepted his challenge to hire welfare recipients.

One Year Later: Welfare Reform is Working

Today, one year after signing the welfare law, the President announced new statistics showing that the welfare caseload has fallen by 1.4 million recipients since then and by almost 3.4 million recipients since January 1993. The decline from 14.1 million recipients in January 1993 to 10.7 million in May 1997, a drop of 24%, is the largest decrease in the welfare rolls in history, resulting in the lowest percentage of the population on welfare since 1970. Forty-eight out of fifty states have seen their caseloads decline, with ten states reducing their rolls by 40% or more in the last four years. This progress started even before President Clinton signed the welfare bill, with the waivers he granted to 43 states to require work, time-limit assistance, make work pay, improve child support enforcement, and encourage parental responsibility.

The New Balanced Budget Will Help Us Do More

Because of President Clinton's leadership, the balanced budget includes a \$3 billion Welfare to Work Jobs Challenge and an expanded Work Opportunity Tax Credit to help move long-term welfare recipients into jobs and meet the President's goal of moving a million more people from welfare to work by the year 2000. The new balanced budget also makes good on the President's promise to restore disability and health benefits to legal immigrants, continue Medicaid coverage for disabled children, and provide funds for workslots for unemployed food stamp recipients -- thereby reversing the provisions of the welfare law that had nothing to do with real welfare reform.

New Tools to Help Companies Hiring Welfare Recipients

At today's event, the Partnership will unveil several new tools to help companies that want to hire workers from the welfare rolls: a toll free hotline (1-888-USA-JOB1) and a web site (www.welfaretowork.org) to link companies to public and private sector welfare reform information; a guide for companies hiring welfare recipients, *Blueprint for Business: Reaching a New Work Force*, prepared with the National Alliance of Business; and a public service campaign that highlights the benefits to companies of hiring welfare recipients and encourages companies to join the Partnership. The Welfare to Work Partnership is a nonpartisan, nonprofit organization leading the national business effort to hire people from the welfare rolls. Now more than 800 companies strong, the Partnership was formed in May 1997 at the urging of the President.

St. Louis: An Example of the Critical Role of the Private Sector

Today in St. Louis, President Clinton will underscore the critical role of the private sector in welfare reform, praising over 300 bi-state St. Louis region companies that are committing to hire and retain welfare recipients without displacing current workers. Today's event in St. Louis launches the Partnership's city to city challenge, in which the Partnership will work closely with community and business leaders in 12 high poverty cities during the next year to help promote innovative and effective

welfare to work initiatives.

CLINTON-GORE ACCOMPLISHMENTS

REFORMING WELFARE

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

TRANSFORMING THE BROKEN WELFARE SYSTEM

- **Overhauling the Welfare System with the Personal Responsibility Act:** Last year the President signed a bipartisan welfare plan that is dramatically changing the nation's welfare system into one that requires work in exchange for time-limited assistance. The law contains strong work requirements, a performance bonus to reward states for moving welfare recipients into jobs, state maintenance of effort requirements, comprehensive child support enforcement, and supports for families moving from welfare to work -- including increased funding for child care and guaranteed medical coverage. State strategies are making a real difference in the success of welfare reform, specifically in job placement, child care and transportation (*see attached for state examples*).
- **Law Builds on the Administration's Welfare Reform Strategy:** Even before the Personal Responsibility and Work Opportunity Act became law, many states were well on their way to changing their welfare programs to jobs programs. By granting Federal waivers, the Clinton Administration allowed 43 states -- more than all previous Administrations combined -- to require work, time-limit assistance, make work pay, improve child support enforcement, and encourage parental responsibility. The vast majority of states have chosen to continue or build on their welfare demonstration projects approved by the Clinton Administration.
- **Largest Decline in the Welfare Rolls in History:** From January 1993 to May 1997, the number of people receiving welfare benefits fell by 24 percent, or 3.4 million recipients -- the largest decline in the welfare rolls in history and the lowest percentage of the population on welfare since 1970. This historic decline occurred in response to the Administration's grants of Federal waivers to 43 states, the provisions of the new welfare reform law, and the strong economy.
- **Mobilizing the Business Community:** To make welfare reform a success and help move a million people from welfare into the workforce by the year 2000, President Clinton has enlisted the business community's leadership. At the President's urging, the Welfare to Work Partnership was launched in May 1997 to lead the national business effort to hire people from the welfare rolls. Founded with 100 participating businesses, the Partnership pledged to reach 1000 business within six months. In August 1997, in St. Louis, Missouri, the Partnership launched a city by city effort to work with employers, service providers and state and local governments to expand welfare to work opportunities. The Partnership provides technical assistance and support to businesses around the country,

including: a toll-free number (1-888-USAJOB1), the Partnership's Web site (www.welfaretowork.org) and a "Blueprint for Business" manual that contains information on finding, recruiting, training, hiring, and retaining former welfare recipients.

... **and Civic, Religious and Non-profit Groups:** The Vice President created the Welfare to Work Coalition to Sustain Success, a coalition of civic groups committed to helping former welfare recipients stay in the workforce and succeed. Tailoring their services to meet welfare recipients needs and the organizations' strengths, the Coalition will focus on providing mentoring and other support services. Charter members of the Coalition include: the Boys and Girls Clubs of America, the Baptist Joint Committee, the United Way, the YMCA, and fourteen other civic groups.

- **Doing Our Fair Share with the Federal Government's Hiring Initiative:** Under the Clinton Administration, the Federal workforce has been reduced by more than 300,000 positions, the smallest the Federal government has been in thirty years. Yet, this Administration also believes that the Federal government, as the nation's largest employer, must lead by example. The President asked the Vice President to oversee the Federal government's hiring initiative in which Federal agencies have committed to directly hire at least 10,000 welfare recipients in the next four years. As a part of this effort, the White House pledged, and has already hired, six welfare recipients.
- **Enforcing Child Support -- 50% Increase in Collections:** The Clinton Administration collected a record \$12 billion in child support in 1996 through tougher enforcement, an increase of \$4 billion, or nearly 50 percent, since 1992. Not only are collections up, but the number of families that are actually receiving child support has also increased. In 1996, the number of child support cases with collections rose to 4 million, an increase of 43 percent, from 2.8 million in 1992. And paternity establishment, often the first crucial step in child support cases, has dramatically increased. In 1996, the number of paternities established rose to nearly 1 million, almost double, from 516,000 in 1992.

Making Deadbeat Parents Pay: The President's unprecedented and sustained campaign to make deadbeat parents pay is working. In addition to tougher enforcement including a strong partnership with states, President Clinton has taken executive action including: directing the Treasury Department to collect past-due child support from Federal payments including Federal income tax refunds and employee salaries; taking steps to Federal deny loans to any delinquent parents; issuing an executive order making the Federal government a model employer in the area of child support enforcement. The President also directed the Attorney General to submit legislation that strengthens the Child Support Recovery Act by prosecuting more parents who take egregious actions to avoid paying child support. And most significantly, the welfare reform law contains tough child support measures that President Clinton has long supported including: a national new hire reporting system; streamlined paternity establishment; uniform interstate child support laws; computerized state-wide collections; and tough new penalties. These five measures are projected to increase child support collections by an additional \$24 billion over the next ten years, but first, all states must enact the state laws to implement these tough new rules.

- **Breaking the Cycle of Dependency -- Preventing Teen Pregnancy:** Significant components of the President's comprehensive effort to reduce teen pregnancy became law when the President signed the 1996 Personal Responsibility Act. The law requires unmarried minor parents to stay in school and live at home or in a supervised setting; encourages "second chance homes" to provide teen parents with the skills and support they need; and provides \$50 million a year in new funding for state abstinence education activities. Since 1993, the Clinton Administration has supported innovative and promising teen pregnancy prevention strategies; HHS-supported programs already reach about 30 percent or 1,410 communities in the United States. As part of this effort, the National Campaign to Prevent Teen Pregnancy, a private nonprofit organization, was formed in response to the President's 1995 State of the Union. Notably, data shows we are making progress in reducing teen pregnancy -- teen births have fallen four years in a row, by 8 percent from 1991 to 1995.

BALANCED BUDGET HELPS MOVE PEOPLE FROM WELFARE TO WORK

- **\$3 Billion to Help Move 1 Million People from Welfare to Work:** Because of the President's leadership, the balanced budget includes the total funding requested by the President for the creation of his \$3 billion Welfare to Work Jobs Challenge fund. This program will help states and local communities move long-term welfare recipients into lasting, unsubsidized jobs. These funds can be used for job creation, job placement and job retention efforts, including wage subsidies to private employers and other critical post-employment support services. The Department of Labor will provide oversight but most of the dollars will be placed, through the Private Industry Councils, in the hands of the localities who are on the front lines of the welfare reform effort. In addition, 25 percent of the funds will be awarded by the Department of Labor on a competitive basis to support innovative welfare to work projects.
- **A Welfare-to-Work Tax Credit for Employers:** This tax credit will give employers an added incentive to hire long-term welfare recipients by providing a credit equal to 35 percent of the first \$10,000 in wages in the first year of employment, and 50 percent of the first \$10,000 in wages in the second year, paid to new hires who have received welfare for an extended period. The credit is for two years per worker to encourage not only hiring, but also retention.

RESTORING FAIRNESS AND PROTECTING THE MOST VULNERABLE

The President made a commitment last year to fix several provisions in the welfare reform law that had nothing to do with moving people from welfare to work. After months of continuous refusals by the Congressional leadership to consider these changes, the President fought for and ultimately was successful in ensuring that the balanced budget protects the most vulnerable.

- **Protects Immigrants Who Become Disabled and Those Currently Receiving Benefits:** The balanced budget restores \$1.5 billion in SSI and Medicaid benefits for legal immigrants. The new law protects those immigrants now receiving assistance, ensuring that they will not be turned out of their apartments or nursing homes or otherwise left destitute. And for immigrants already here but not receiving benefits, the balanced budget does not change the rules retroactively. Immigrants in the country as of August 22, 1996 but not receiving benefits at that time who subsequently become disabled will also be fully eligible for SSI and Medicaid benefits.
- **Helps People Who Want to Work but Can't Find a Job:** The balanced budget restores \$1.5 billion in food stamp cuts. Last year's welfare reform bill restricted food stamps for able-bodied childless adults to only 3 out of every 36 months, unless they were working. This move ignored the fact that finding a job often takes time. The budget bill provides funds for an estimated 235,000 work slots over 5 years and food stamp benefits to those who are willing to work but, through no fault of their own, have not yet found employment. The balanced budget allows states to exempt up to 15 percent of the food stamp recipients (70,000 individuals monthly) who would otherwise be denied benefits as a result of the "3 in 36" limit.
- **Protects Children by Keeping the Medicaid Guarantee:** The balanced budget preserves the Federal guarantee of Medicaid coverage for the vulnerable populations who depend on it, and contains additional investments to extend coverage to uninsured children. It also ensures that 30,000 disabled children losing SSI because of the new tighter eligibility criteria keep their Medicaid coverage.

8/11/97

STATES ARE SUCCEEDING IN REFORMING WELFARE

Many states have accepted the significant responsibilities in the welfare reform law and are using the greater flexibility to reform welfare. State strategies are making a real difference in the success of welfare reform, specifically in moving recipients from welfare to work, child care and transportation. Here are a few examples:

WELFARE TO WORK

- **Massachusetts and Pennsylvania Have Welfare-to-Work Tax Credits for Employers:** According to a report from the National Governors' Association, Pennsylvania rewards employers for participating in their Employment Incentive Program (EIP) by providing up to \$5,100 in state tax credits for each welfare recipient an employer hires. The employer can earn \$1,500 of the possible tax credit by paying for or providing child care to the welfare recipients hired. The welfare recipient must be employed for at least one year for the employer to receive the financial incentives. Under Massachusetts' Full Employment Program, employers are entitled to an excise tax credit of \$100 per month for each FEP employee hired; they can also receive wage subsidies of \$2.50 per hour for up to nine months.
- **Thirty-six States Are Using Welfare Checks to Subsidize Paychecks:** 36 of the 50 states are using welfare checks to subsidize private employment. All states except Alabama, Connecticut, Idaho, Illinois, Iowa, Kansas, Louisiana, Maryland, Minnesota, Nebraska, Nevada, New Mexico, Tennessee, and Utah subsidize employment.

CHILD CARE

- **24 States Are Increasing Their Spending Beyond What Is Needed to Match New Federal Child Care Funds:** According to a survey by the American Public Welfare Association (the state welfare directors), 24 states plan to spend more of their own dollars than they need to in order to match the new federal child care funds. These 24 states are: Alaska, Arizona, Arkansas, California, Connecticut, Delaware, Georgia, Illinois, Indiana, Iowa, Maine, Massachusetts, Minnesota, Missouri, Montana, Nebraska, New Jersey, North Carolina, Ohio, Oregon, Tennessee, Vermont, Washington State and Wyoming.
- **Several States Have Seamless Child Care Systems:** Illinois, Michigan, and Washington are examples of states that provide child care subsidies based on income, not whether a parent used to be on welfare or not.

TRANSPORTATION

- **Michigan, Kentucky and Wisconsin Are Addressing the Transportation Challenges of Welfare Reform:** Michigan and Wisconsin are tackling the transportation barriers many welfare recipients face. Because few families receiving public assistance own automobiles, it is often challenging getting workers to jobs in the outlying suburban areas. Michigan's Suburban Mobility Authority for Regional Transportation provides bus patrons with a ride from their stop to their work site. Wisconsin developed "Job Ride" in 1989 creating an innovative van pool system. Kentucky's "Empower Kentucky" initiative is integrating the transportation programs of four cabinet departments to improve transportation for underserved areas of the state.
- **Connecticut is Using Welfare Block Grant Dollars to Fund Transportation:** In Connecticut, the Governor has committed to using \$2.2 million of the state's Temporary Assistance for Needy Families (TANF) dollars for transportation services for public transit operators across the state to provide new transportation services to move welfare recipients to

work.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME: 11-AUG-1997 12:16:17.00

SUBJECT: Re: testing policy

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

READ: UNKNOWN

TEXT:

Yes. I told bill to see if he could get a copy (discretely).

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:11-AUG-1997 13:12:01.00

SUBJECT: line item veto fact sheet

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

READ:UNKNOWN

TEXT:

he did do the farm cooperatives!

----- Forwarded by Elena Kagan/OPD/EOP on 08/11/97 01:11
PM -----

Russell W. Horwitz

08/11/97 01:08:59 PM

Record Type: Record

To: See the distribution list at the bottom of this message

cc:

Subject: line item veto fact sheet

Message Sent

To:

Lori L. Anderson/WHO/EOP
Barry B. Anderson/OMB/EOP
Brenda M. Anders/WHO/EOP
Kenneth S. Apfel/OMB/EOP
Eli G. Attie/WHO/EOP
Donald A. Baer/WHO/EOP
Kris M Balderston/WHO/EOP
David S. Beaubaire/WHO/EOP
Marsha E. Berry/WHO/EOP
Sarah A. Bianchi/OMB/EOP
Jill M. Blickstein/OMB/EOP
Erskine B. Bowles/WHO/EOP
Emily Bromberg/WHO/EOP
Susan A. Brophy/WHO/EOP
Rebecca A. Cameron/WHO/EOP
Phillip Caplan/WHO/EOP
Laura K. Capps/WHO/EOP
Paul R. Carey/WHO/EOP
Cheryl M. Carter/WHO/EOP
Barbara Chow/WHO/EOP
Michael Cohen/OPD/EOP
Steven A. Cohen/WHO/EOP
Brenda B. Costello/WHO/EOP
Michelle Crisci/WHO/EOP
Betty W. Currie/WHO/EOP
Suzanne Dale/WHO/EOP
Michael Deich/OMB/EOP
Marilyn DiGiacobbe/WHO/EOP
Elizabeth Drye/OPD/EOP
Ann T. Eder/WHO/EOP

James T. Edmonds/WHO/EOP
Rahm I. Emanuel/WHO/EOP
Karen E. Finney/WHO/EOP
Diana Fortuna/OPD/EOP
Ben A. Freeland/WHO/EOP
Jason S. Goldberg/WHO/EOP
D. Stephen Goodin/WHO/EOP
Julia R. Green/WHO/EOP
Melissa Green/OPD/EOP
Lawrence J. Haas/OMB/EOP
Daniel D. Heath/OMB/EOP
Nancy V. Hernreich/WHO/EOP
John L. Hilley/WHO/EOP
Katherine Hubbard/WHO/EOP
Peter G. Jacoby/WHO/EOP
Christopher C. Jennings/OPD/EOP
Brian J. Johnson/CEQ/EOP
Elena Kagan/OPD/EOP
Thomas A. Kalil/OPD/EOP
Jonathan A. Kaplan/OPD/EOP
Angus S. King/WHO/EOP
Nicholas B. Kirkhorn/WHO/EOP
Charles Konigsberg/OMB/EOP
Karin Kullman/WHO/EOP
Robert D. Kyle/OPD/EOP
Jeanne Lambrew/OPD/EOP
G N. Lattimore/WHO/EOP
Ann F. Lewis/WHO/EOP
Jacob J. Lew/OMB/EOP
Bruce R. Lindsey/WHO/EOP
Julie E. Mason/WHO/EOP
Sylvia M. Mathews/WHO/EOP
Doris O. Matsui/WHO/EOP
Cathy R. Mays/OPD/EOP
Michael D. McCurry/WHO/EOP
Anne E. McGuire/WHO/EOP
April K. Melody/WHO/EOP
Joseph J. Minarik/OMB/EOP
Linda L. Moore/WHO/EOP
Kevin S. Moran/WHO/EOP
Janet Murguia/WHO/EOP
Alison Muscatine/WHO/EOP
Bob J. Nash/WHO/EOP
Peter O'Keefe/WHO/EOP
Peter R. Orszag/OPD/EOP
Kristen E. Panerali/OPD/EOP
John Podesta/WHO/EOP
Jonathan Prince/WHO/EOP
Victoria Radd/WHO/EOP
Franklin D. Raines/OMB/EOP
Bruce N. Reed/OPD/EOP
Christa Robinson/OPD/EOP
Dorothy Robyn/OPD/EOP
Steven J. Ronnel/WHO/EOP
Stacey L. Rubin/WHO/EOP
Ellen S. Seidman/OPD/EOP
Laura D. Schwartz/WHO/EOP
David Shipley/WHO/EOP
Alice E. Shuffield/OMB/EOP
Jake Siewert/OPD/EOP
Joshua Silverman/WHO/EOP
Stephen B. Silverman/WHO/EOP
Douglas B. Sosnik/WHO/EOP

Jordan Tamagni/WHO/EOP
 Daniel K. Tarullo/OPD/EOP
 Barry J. Toiv/WHO/EOP
 Michael Waldman/WHO/EOP
 Paul J. Weinstein Jr./OPD/EOP
 Lisa M. Kountoupes/OMB/EOP
 Ronda H. Jackson/WHO/EOP
 Kathleen M. Wallman/WHO/EOP
 Craig T. Smith/WHO/EOP
 Sara M. Latham/WHO/EOP
 Thomas D. Janenda/WHO/EOP
 Charles R. Marr/OPD/EOP
 Beverly J. Barnes/WHO/EOP
 Barbara D. Woolley/WHO/EOP
 Robert B. Johnson/WHO/EOP
 Cynthia A. Rice/OPD/EOP
 Aviva Steinberg/WHO/EOP
 William H. White Jr./WHO/EOP
 Jill M. Pizzuto/OMB/EOP
 Joseph M. Wire/OMB/EOP
 Lisa J. Levin/WHO/EOP
 Nicholas B. Kirkhorn/WHO/EOP
 Lynn G. Cutler/WHO/EOP
 Christopher J. Lavery/WHO/EOP
 Minyon Moore/WHO/EOP
 Craig T. Smith/WHO/EOP
 Karen E. Skelton/WHO/EOP
 Jeffrey A. Forbes/WHO/EOP
 Virginia M. Terzano/OVP @ OVP
 Lorraine A. Voles/OVP @ OVP
 Roger V. Salazar/OVP @ OVP
 Anne H. Lewis/OPD/EOP
 Daniel C. Tate/WHO/EOP
 Mickey Ibarra/WHO/EOP
 Virginia N. Rustique/WHO/EOP
 Elizabeth R. Newman/WHO/EOP
 Emil E. Parker/OPD/EOP
 Leanne A. Shimabukuro/OPD/EOP
 Robert M. Shireman/OPD/EOP
 Robin J. Bachman/WHO/EOP
 Barbara Chow/WHO/EOP
 Ananias Blocker III/WHO/EOP
 Jonathan H. Schnur/OVP @ OVP
 Christopher R. Ulrich/OVP @ OVP
 Christopher F. Walker/WHO/EOP
 Darby E. Stott/WHO/EOP
 Michael V. Terrell/CEQ/EOP

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

TEXT:

Unable to convert ARMS_EXT: [ATTACH.D84]MAIL40838422J.216 to ASCII,
 The following is a HEX DUMP:

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10E99373344DBBEFE8F52D8BB8EFD0161E68999ED39F1D1E3D6A4EB2E6E1EB69F308A0ED9B8B21
EEF27D523FA502989C069B0E74F5495892F1F783CF4E238F91896633712E0CFA61B6B86CE52431
5D6204CF57F240842B1FE095C7596915372DC426941D29181102DFCEFFD041E860DB0F3FCE76D3
F242DCFE87A598B32CE6764804EE467B6C93293EE5A53A212273BBDA2DC99E613ABADEAC128696
79CBA2E7B7F623E266D521F10CE8E1AAABEEDDEEA9A12B7702794E1945ACC72BC4C1F7972738746
```

PRESIDENT CLINTON ANNOUNCES LINE ITEM VETO OF SPENDING AND TAX PROVISIONS

August 11, 1997

BACKGROUND ON THE LINE ITEM VETO ACT

Today, President Clinton announced that he will line item veto two tax provisions and a spending provision under the authority of the Line Item Veto Act which was signed into law April 9, 1996. Under the Line Item Veto Act, the President is authorized to cancel tax and spending items if he determines that cancellation will:

- (i) reduce the Federal budget deficit;
- (ii) not impair any essential government functions; and
- (iii) not harm the national interest.

In addition to the above, the Act requires the President to transmit to Congress a "special message" explaining his decision to cancel any tax or spending item pursuant to the Act.

The items chosen for cancellation were carefully reviewed by experts at the Department of Treasury and other relevant agencies. The President believes canceling these items will not only achieve savings, but, even more importantly, serve as a deterrent to future attempts to include special interest or poorly drafted provisions that lead to abuse or serve to benefit only a select number of taxpayers or states as opposed to serving the broader public interest.

SPECIFIC ITEMS CANCELED BY THE LINE ITEM VETO

Tax

- **Active Financing Income of Foreign Corporations:** U.S. corporations generally are required to pay current U.S. tax on easily movable income earned by their foreign subsidiaries. U.S. taxation of other income of a foreign subsidiary, such as income earned in a foreign manufacturing or service business, generally, may be deferred until the earnings are paid back to the U.S. Prior to 1987, income earned from an active foreign financial services business, including interest, dividends and certain gains, generally was eligible for deferral. However, in 1986 Congress curtailed deferral opportunities for this income based on concerns about financial services entities' ability to shift income to tax-haven jurisdictions. *The canceled item would have allowed a small number of major U.S. banks, financing companies, insurance companies and securities firms to avoid current tax on their income from overseas operations. While the primary purpose of the provision was proper, it was drafted in a manner that would have permitted substantial abuse and created major tax loopholes for these companies.*

Estimated Fiscal Effect of Cancellation: \$317 million over five years. (Treasury Estimate)

- **Deferral of Gain on Certain Sales of Farm Product Refiners and Processors:** Under current law, an individual may defer recognition of gain on the sale of certain stock in a corporation to an employee stock ownership plan (ESOP) or an eligible worker-owned cooperative, provided the individual reinvests the proceeds in certain other property. Gain is recognized later, when the individual taxpayer disposes of the replacement property. To qualify for this treatment, a number of requirements must be met to safeguard against abuse. *While the President wants to encourage value-added farming through the purchase by cooperatives of refiners or processors of agricultural goods, he feels compelled to veto this provision based on two narrow, but important grounds:*

- (1) *The canceled item would have extended the existing deferral for ESOPs to the sale of stock in a qualified refiner or processor of agricultural goods to a farmers' cooperative, but without the safeguards applicable to ESOPs to ensure that the deferred tax is eventually paid.*
- (2) *This provision failed to target its benefits to small- and medium-size coops.*

The President will continue to support more targeted and efficient means of promoting value-added farming that are not susceptible to abuse.

Estimated Fiscal Effect of Cancellation: \$98 million over five years. (Treasury Estimate)

Spending

- **New York Medicaid Provider Tax Exemption:** In the past, Federal Medicaid spending increased dramatically because some states used disproportionate share hospital payments and related special financing mechanisms such as levying taxes on health care providers to effectively lower their share of Medicaid spending. Some states have used the dollars intended for Medicaid for state projects such as buildings, roads and bridges. In 1991, Congress limited the growth in Medicaid spending by enacting legislation to restrict the ability of states to use certain types of provider taxes as their share of Medicaid spending. Congress required that provider taxes be uniform and broad-based in order to qualify as a state's "matching" funds. *The canceled item would have given preferential treatment to only New York, by allowing that State to continue relying upon impermissible provider taxes to finance their Medicaid program. This preferential treatment would have increased Medicaid costs, would have treated New York differently from all other states, and would have established a costly precedent which would -- if extended to all other states -- cost taxpayers \$3.5 billion.*

Estimated Fiscal Effect of Cancellation: \$200 million over 5 years. (CBO Estimate)

BACKGROUND ON 79 TAX AND SPENDING PROVISIONS SUBJECT TO LINE ITEM VETO

Under the Line Item Veto Act, the Joint Committee on Taxation (JCT) is responsible for identifying "limited tax benefits". In general, the list of 79 items has been identified by JCT as "limited tax benefits" because JCT has determined either that (1) they are revenue-losing provisions that will have 100 or fewer beneficiaries in any fiscal year, or (2) they are transition rules that will benefit 10 or fewer taxpayers in any fiscal year.

Of the 79 provisions identified as limited tax benefits,

- approximately one-third represent Administration initiatives;
- approximately 40 percent represent provisions that have a basis in sound tax or social policy, or were important to certain members of Congress and were agreed to in the spirit of bipartisan cooperation; and

- approximately 25 percent represent reasonable transition relief-- ensuring that new changes in law don't unfairly harm taxpayers who relied on prior law.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
007. email	Elena Kagan to Jennifer Klein; RE: Child Care Conference (partial) (1 page)	08/11/1997	P6/b(6)

COLLECTION:

Clinton Presidential Records
Automated Records Management System (Email)
OPD ([From Elena Kagan])
OA/Box Number: 250000

FOLDER TITLE:

[08/03/1997 - 08/14/1997]

2009-1006-F
db1589

RESTRICTION CODES

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

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

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

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
- b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
- b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

CREATOR: Elena Kagan (CN=Elena Kagan/OU=OPD/O=EOP { OPD })

CREATION DATE/TIME:11-AUG-1997 16:36:37.00

SUBJECT: Child Care Conference

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

TEXT:

please do this. i yelled at maria today for setting up our meetings. i lose my credibility if we don't set them up ourselves.

----- Forwarded by Elena Kagan/OPD/EOP on 08/11/97 04:35 PM -----

Maria Echaveste
08/11/97 02:32:33 PM
Record Type: Record

To: Jennifer L. Klein/OPD/EOP, Nicole R. Rabner/WHO/EOP
cc: Elena Kagan/OPD/EOP
Subject: Child Care Conference

Folks--this is just a reminder that we've had an outstanding request from the NEA to meet with the folks planning the child care conference. Mary Elizabeth Teasley, head of government relations for the National Education Assn, would like to come in (don't know who else she wants to bring) to share ideas about the conference. Would you please followup with her or we'll set up the meeting if you'd like. It needs to be this week, as she leaves next week through the end of August. Her number is [REDACTED] --please let me know what you end up doing. Thanks.

[006]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:12-AUG-1997 12:03:55.00

SUBJECT: Re: Gambling Commission

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

READ:UNKNOWN

TEXT:

Thanks much. Hook up with Bill Marshall about setting up a meeting in early September.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:12-AUG-1997 13:09:47.00

SUBJECT: Tomorrow's Best Practices Meeting Rescheduled

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

READ:UNKNOWN

TEXT:

----- Forwarded by Elena Kagan/OPD/EOP on 08/12/97 01:12 PM -----

Elisabeth Steele
08/12/97 12:55:10 PM
Record Type: Record

To: Andrew J. Mayock/WHO/EOP, Elena Kagan/OPD/EOP, Judith A. Winston/PIR/EOP, Dawn M. Chirwa/WHO/EOP
cc: Katherine Hubbard/WHO/EOP, Thurgood Marshall Jr/WHO/EOP, Stephen B. Silverman/WHO/EOP
Subject: Tomorrow's Best Practices Meeting Rescheduled

Tomorrow's Best Practices meeting (originally scheduled for 2:30 PM in OEOB 160) has been rescheduled for 3:30 PM in OEOB 160.

Please let me know if this poses a problem for you. Thank you!

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:12-AUG-1997 11:26:33.00

SUBJECT: INS/Naturalization fees briefing on 8/13

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

READ:UNKNOWN

TEXT:

jose -- you or leanne should go to this. thanks.

----- Forwarded by Elena Kagan/OPD/EOP on 08/12/97 11:26
AM -----

Maria Echaveste
08/11/97 07:27:13 PM
Record Type: Record

To: Jose Cerda III/OPD/EOP
cc: Elena Kagan/OPD/EOP
Subject: INS/Naturalization fees briefing on 8/13

Jose--I want to be sure that you got an invitation to a meeting OPL has organized for WEeds on the proposed hike in the naturalizations fees (from \$95 to \$225--these numbers are way confidential). We're bringing in about a dozen folks who work on naturalization and will have INS talk about their proposed rule that they want to publish in the next week or so. We want INS to walk them through the process by which INS determined what the appropriate amount will be (this is legislatively driven inasmuch as there are no appropriations for naturalization -- I am told). INS has already been telling people informally that there will be a hike (maybe as much as \$200 was reported in the Washington Times over the weekend). There will also be some discussion regarding setting standards for determination of fee waivers (apparently INS has never had a uniform set of standards, allowing local district offices to make their own determinations, if you can believe it). Some hill staff has also been invited since some members will be screaming too. Lastly--do you know who on the VP's NPR staff is looking at the INS reorganization issues--that person may also want to just hear the discussion--but I leave that to DPC and NPR to decide. Just let Mark Hunker know if you're coming. Thanks.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:12-AUG-1997 16:00:03.00

SUBJECT: Means tested benefits and Lamar Smith letter

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

READ:UNKNOWN

TEXT:

----- Forwarded by Elena Kagan/OPD/EOP on 08/12/97 04:02 PM -----

Diana Fortuna
08/12/97 01:46:03 PM

Record Type: Record

To: Elena Kagan/OPD/EOP
cc: Cynthia A. Rice/OPD/EOP
Subject: Means tested benefits and Lamar Smith letter

You asked where this issue is, and said you weren't aware we had issued it yet. We haven't officially issued it, because DOJ felt very strongly that they first must consult with Rep. Lamar Smith. That happened almost a month ago. He insisted on seeing a copy of the OLC opinion from last January, and then he wrote this nice letter to Reno. The plan is for the agencies to officially issue the definition this week or next, but the cat is kind of out of the bag since Smith already knows. So I don't think it will get any attention. Also fyi, it appears that the new child health program will end up getting classified as means-tested, but it's not 100% sure yet.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:12-AUG-1997 20:21:51.00

SUBJECT: CHANGED: Tomorrow's Best Practices Meeting Rescheduled

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

READ:UNKNOWN

TEXT:

----- Forwarded by Elena Kagan/OPD/EOP on 08/12/97 08:25 PM -----

Elisabeth Steele
08/12/97 06:23:22 PM
Record Type: Record

To: Andrew J. Mayock/WHO/EOP, Elena Kagan/OPD/EOP, Judith A. Winston/PIR/EOP, Dawn M. Chirwa/WHO/EOP
cc: Katherine Hubbard/WHO/EOP, Thurgood Marshall Jr/WHO/EOP, Stephen B. Silverman/WHO/EOP
Subject: CHANGED: Tomorrow's Best Practices Meeting Rescheduled

Several of you have let me know that 3:30 PM will not work for you tomorrow.

We've pushed back tomorrow's meeting to 4:00 PM in OEGB 160. We look forward to seeing you then.

----- Forwarded by Elisabeth Steele/WHO/EOP on 08/12/97 06:19 PM -----

Elisabeth Steele
08/12/97 12:55:10 PM
Record Type: Record

To: Andrew J. Mayock/WHO/EOP, Elena Kagan/OPD/EOP, Judith A. Winston/PIR/EOP, Dawn M. Chirwa/WHO/EOP
cc: Katherine Hubbard/WHO/EOP, Thurgood Marshall Jr/WHO/EOP, Stephen B. Silverman/WHO/EOP
Subject: Tomorrow's Best Practices Meeting Rescheduled

Tomorrow's Best Practices meeting (originally scheduled for 2:30 PM in OEGB 160) has been rescheduled for 3:30 PM in OEGB 160.

Please let me know if this poses a problem for you. Thank you!

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:12-AUG-1997 16:02:04.00

SUBJECT: Re: Do you think we can re-name our pillar?

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

READ:UNKNOWN

TEXT:

that's what we pay you the big bucks for.

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
008. email	Elena Kagan to Charles Ruff; RE: Crack (1 page)	08/12/1997	P6/b(6)

COLLECTION:

Clinton Presidential Records
Automated Records Management System (Email)
OPD ([From Elena Kagan])
OA/Box Number: 250000

FOLDER TITLE:

[08/03/1997 - 08/14/1997]

2009-1006-F

db1589

RESTRICTION CODES

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

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

P1 National Security Classified Information [(a)(1) of the PRA]
P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
P3 Release would violate a Federal statute [(a)(3) of the PRA]
P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.
PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).
RR. Document will be reviewed upon request.

b(1) National security classified information [(b)(1) of the FOIA]
b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
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b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:12-AUG-1997 16:00:29.00

SUBJECT: Re: Dr. Koop

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

READ:UNKNOWN

TEXT:

Yesssss. Great job.

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:13-AUG-1997 09:01:18.00

SUBJECT: Towering Pillar of Education

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

READ:UNKNOWN

TEXT:

check out the note on universal preschool; how do we deal with this?
----- Forwarded by Elena Kagan/OPD/EOP on 08/13/97 09:00
AM -----

William R. Kincaid
08/12/97 09:45:30 PM
Record Type: Record

To: Elena Kagan/OPD/EOP
cc: Laura Emmett/WHO/EOP, Tanya E. Martin/OPD/EOP
Subject: Towering Pillar of Education

Attached is a partial draft for the education pillar. Tanya and I met with Jon Kaplan this afternoon, and, as you will see, towards the bottom there are holes for several items that NEC plans to submit as "building blocks." We should have them in the morning and will pass them along as soon as we do (Bob Shireman was going to do several and fax them in). Some things I want to highlight:

1. Mike was out all day and at a ballgame tonight, so this represents zero input from him. We did get him the documents you handed out this morning.
2. Kaplan mentioned that one of the building blocks that Gene wanted was "2 years of preschool universal." I want to make sure that this meshes with whatever you and the others working on early childhood/childcare for DPC have in mind.
3. There are two items here that haven't been much vetted, or vetted at all, internally --a) the Urban/Fixing Failing Schools entry (talked a lot about conceptually, but not sure how much you have seen on this and struggled with how to deal with both Obey funds and FY 99 initiative that ED is developing), and b) the Safe and Drug Free schools one. ED is considering proposing to put a big chunk of the money for the program into state-level competitions (now its basically formula), and perhaps directing more of the money to safety. I'll show to Leeanne/Jose in the a.m., and see what they think.
4. So far there is nothing on school construction, and don't know if we will get from NEC.

Thanks.

-- Bill

EDUCATION PILLAR						
BUILDING BLOCKS OF PILLAR	DESCRIPTION	TIMELINE	BENEFITS	COSTS/FEASIBILITY	POLITICAL RAMIFICATIONS	
Education Standards	<p>30-40+ states signed up for national tests in 4th grade reading and 8th grade math by 1999</p> <p>Tests piloted in 1998 and ready for nationwide use in Spring 1999</p> <p>National Partnerships for improving reading and math achievement launched by early 1998</p> <p>49 States (all but Iowa) developing common academic standards for their students</p>	<p>18 months</p> <p>18 months</p> <p>6 months</p>	<p>Raises expectations and achievement for all students in U.S. elementary and secondary schools, especially low income students</p> <p>Helps states and school districts hold schools accountable for performance</p>	<p>National tests will cost \$16 million per year to develop and \$100 million per year to administer</p> <p>\$620 million requested for Goals 2000 in FY 98 budget</p> <p>In addition to the America Reads initiative (below), additional investments in reading and math materials, professional development and public information will be needed.</p> <p>State level reforms driven and supported by Goals 2000 and the Improving America's Schools Act, enacted in 1994</p>	<p>Has strong bipartisan element.</p> <p>Will require hard work to maintain support within the minority community.</p>	
Talented and Dedicated	Recruit and prepare 10% of	5 years	Bring outstanding new teachers (including minorities) into schools	\$350 million over five years to support proposed Title V of Higher	Has bipartisan elements; recruitment initiative has strong appeal to urban	

EDUCATION PILLAR

<p>Teachers</p>	<p>the new teachers needed in high poverty urban and rural schools</p>	<p>2006</p>	<p>with the greatest need; provide mentorship to new teachers</p> <p>Provide models and support for improvements in higher education to strengthen teacher preparation</p>	<p>Education Act for teacher recruitment and strengthening teacher preparation.</p>	<p>constituency</p>
<p>Public School Choice</p>	<p>Enable 100,000 teachers to seek national certification as master teachers</p> <p>Increase the number of states/districts with programs to address persistently failing teachers</p>	<p>2006</p> <p>Host roundtable discussion on effective local efforts in Fall 1997</p>	<p>Enable every school to have at least one master teacher who can help lead improvements in the school and support teacher development</p> <p>Facilitates the removal of incompetent teachers from the classroom and increases public confidence in public schools</p>	<p>\$105 million over five years in the balanced budget to develop content area assessments and provide access to certification process for 100,000 teachers.</p>	<p>Strong public support for getting tough on failing teachers.</p> <p>Teacher organizations in favor of peer review, but may feel alienated by strong emphasis on failing teachers.</p>
<p>Public School Choice</p>	<p>Create 3,000 high-quality, accountable charter schools (up from 1 in 1992)</p> <p>Increase the number of states with charter legislation to 35</p>	<p>2001</p> <p>1998</p>	<p>Provides parents with options; increases accountability</p> <p>Stimulates and informs improvement of all schools</p> <p>Intervention strategy for low performing schools</p> <p>Increases public awareness of choices available within the public</p>	<p>\$100 million appropriation for charter schools program in FY 1998 would support up to 1,100 schools.</p> <p>Requires state legislative strategy.</p> <p>Requires sustained attention to ensure that schools are truly public and accountable for results.</p>	<p>Has strong bi-partisan support.</p> <p>Some in education organizations and minority community are wary or opposed.</p>

EDUCATION PILLAR

<p>Fixing Failing Schools / Urban Education Reform Initiative</p>	<p>Ensure urban districts develop and implement effective strategies for identifying and fixing failing schools, plus improving management systems, developing school leadership, and widening school choice</p>	<p>5 years</p>	<p>school system; decreases calls for vouchers Low performing schools reconstituted using proven school improvement models Better use of resources by urban school systems and more choice for parents Restore public confidence in urban public school systems</p>	<p>\$320 million competitive grant program for 10-15 districts to fix failing schools, improve management and strengthen school leadership. Potential for using Obey whole school reform funds in FY 98 Appropriations bill to partially accomplish Must require real change in school climate/district management or risk being viewed as subsidy for mismanaged districts</p>	<p>Potential for bipartisan support if it has a strong emphasis on accountability; urban constituencies especially supportive.</p>
<p>After School Learning Centers / Community Schools</p>	<p>Expand schools' capacity to address education needs by creating 500-1000 new after-school programs</p>	<p>1-2 years</p>	<p>Increases safety and reduces risk -- youth are most at risk of committing violence or being victims between 3 and 6 pm Provides students with safe neighborhood learning centers to do homework and obtain tutoring and mentoring Provides parents with safe, educational programs for children during working hours</p>	<p>\$50 million requested in FY 1998 budget; House committee appropriated \$50 million but only \$1 million in the Senate.</p>	<p>Some bipartisan support. Public identifies this as key unaddressed education need.</p>
<p>School-to-</p>	<p>All 50 states creating</p>	<p>Provides more than half a million high school students with</p>	<p>State systems encouraged and supported by School-to-Work</p>	<p>Bipartisan support, including business community; currently</p>	

EDUCATION PILLAR						
Work	comprehensive school-to-career systems		opportunities for work-based learning connected to high standards, preparing them for careers and further learning	Opportunities Act of 1994; \$400 million requested for FY 98	under attack by far-right groups.	
Safe and Drug-Free Schools	Ensure that federal funds support state and school district investments in effective safety and substance abuse prevention efforts	18 months	Reduces funds going to popular but ineffective interventions, increasing the number of kids free from violence and drugs Will provide more models of programs that work for kids	Department of Education reviewing options for overhauling existing program	Likely strong public support for serious efforts to address problems. Local districts likely to resist changes requiring more competition for funds or greater emphasis on results Conservatives could treat as excuse to attack administration programs and efforts	
Reading	[NEC to provide]					
Early Learning Opportunities	[NEC to provide]					
Higher Education	[NEC to provide]					
Education Technology	[NEC to provide]					
Training	[NEC to provide]					

RECORD TYPE: PRESIDENTIAL (NOTES MAIL)

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

CREATION DATE/TIME:14-AUG-1997 17:12:35.00

SUBJECT: Re: Message from Kimberly Barnes O'Connor

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

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

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

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

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

TEXT:
has anyone from here met with them??